JOURNAL

OF THE

ASSEMBLY,

OF THE

STATE

OF

NEW-YORK;

At their TWENTIETH SESSION, the firſt MEETING began and held at the City of NEW-YORK, the firſt Day of November, 1796; and the ſecond, at the City of ALBANY, the third Day of January, 1797.

ALBANY:

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JOURNAL *of the* ASSEMBLY.

STATE OF NEW-YORK.

ASSEMBLY-CHAMBER, *in the* City of New-York,

Tuesday, November the 1st, 1796.

THIS being the day appointed by law for the Meeting of the Legiſlature, the Gentlemen whoſe names, in the following liſt, are marked with an *aſteriſm*, being a ſufficient quorum to proceed on buſineſs, appeared in the aſſembly-chamber.

The ſaid liſt contains the names of the Repreſentatives in Aſſembly for the preſent ſeſſion, as appears by the returns made to the Houſe, except the Repreſentatives from the counties of Tioga, Onondaga and Schohary, from whence no returns of Members have yet been made.

From the City and County of New-York.

*Gulian Verplanck,
*Jotham Poſt,
*Leonard Bleecker,
*Herman LeRoy,
*James Kent,
*Jacob Morton,
*Henry Will,
*Joſiah Ogden Hoffman,
*James Rooſevelt,
*James Tylee,
*Jonathan Little,
*Richard Furman,
*Alexander Lamb.

From the City and County of Albany.

*Dirck Ten Broeck,
John H. Wendell,
*Philip P. Schuyler,
*Jacob Hochſtraſſer,
*John Prince,
*Nathaniel Ogden,
*Philip Conine, jun.
*James Bill,
*James Holcomb,
*James C. Duane.

From the County of Suffolk.

*Abraham Miller,
*Joſhua A. Smith, jun.
*Jared Landon,
*Silas Wood.

From the County of Ulſter.

*Ebenezer Foote,
*James Oliver,
*Benjamin Sears,
*Francis Crawford,
*John Burr,
*John C. DeWitt,
*Johannes Bruyn,
*Joſiah Haſbrouck.

From the County of Queens.

*Lewis Cornwall,
*Daniel Kiſſam,
*John M. Smith,
*William Pearſall,

From the County of Kings.

*Peter Vandervoort.

From the County of Richmond.

*Lewis Ryerſs.

From the County of Orange.

*Jonathan Cooley,
*Seth Marvin,
*Iſaac Blanch.

From the County of Weſtcheſter.

*Charles Teed,
*Samuel Youngs,
*Mordecai Hale,
*Joſeph Carpenter,
*John Barker.

From the County of Montgomery.

*Simon Veeder,
*Jacob Eaker,
*Peter V. Veeder,
John C. Van Eps,
*George Metcalfe,
*Frederick Gettman.

From the County of Dutcheſs.

*Jeſſe Oakley,
*Samuel A. Barker,
*Jeſſe Thompſon,
*Jacob Smith,
*Richard Davis,
*William Pearce,
*William Wheeler,
*William B. Verplanck,
*Jacob Bockee,
*Joſeph Crane, jun.

From the County of Washington.

Andrew White,
*Daniel Mason,
*Timothy Leonard,
*Anthony I. Blanchard,
Gerrit G. Lansing,
*Edward Savage.

From the County of Columbia.

*John C. Hogeboom,
*Caleb Benton,
*John M'Kinstry,
Peter J. Vosburgh,
*Jonathan Warner,
*Palmer Cady.

From the County of Saratoga.

*Adam Comstock,
*Seth C. Baldwin,
*John Taylor,
*Samuel Clarke,
*John M'Clelland.

From the County of Otsego.

*Isaac Nash,
*Francis Henry,
*Timothy Morse,
*Joshua H. Brett,
*Abraham C. Ten Broeck.

From the County of Clinton.

*Charles Platt.

From the County of Ontario.

*Lemuel Chipman,
*Charles Williamson.

From the County of Herkimer.

*Isaac Brayton,
*Gaylord Griswold,
*Joshua Leeland,
*Henry M'Neil,
*Arthur Breese,
*Lodowick Campbell,
*Matthew Brown, jun.

From the County of Rensselaer.

*John Bird,
*Daniel Gray,
*Jacob A. Fort,
*James M'Kown,
*John Carpenter,
*Hosea Moffat.

Lewis A. Scott, Esquire, one of the Commissioners appointed by a commission in nature of a *dedimus potestatum*, to administer oaths, attended in the assembly chamber and the Members present respectively took and subscribed before him, the oath of abjuration and allegiance, as by law required, and an oath to support the Constitution of the United States.

The House then proceeded to choose, by ballot, a Speaker; the ballots being taken and counted, it appeared that GULIAN VERPLANCK was duly elected: Thereupon,

Resolved, That Gulian Verplanck be, and he is hereby appointed Speaker to this House, and he was placed in the chair accordingly.

The House then proceeded to choose, by ballot, a Clerk, and the ballots being taken and counted, it appeared that *James Van Ingen* was duly elected: Thereupon,

Resolved, That James Van Ingen be, and he is hereby appointed Clerk to this House.

Resolved, That Robert Hunter be, and he is hereby appointed Serjeant at Arms to this House.

Resolved, That Richard Ten Eyck be, and he is hereby appointed Doorkeeper to this House.

Ordered, That Mr. Morton and Mr. Hale wait on his Excellency the Governor, and inform him; that this House is met, and ready to proceed on business.

Ordered, That Mr. S. A. Barker and Mr. D. Ten Broeck wait on the Hon. the Senate, and inform them, that this House is met, and ready to proceed on business.

A message from the Hon. the Senate, was delivered by Mr. T. Morris and Mr. Thompson, that the Senate were met, and ready to proceed on business.

Mr. Morton reported, that pursuant to the order of the House, Mr. Hale and himself had waited on his Excellency the Governor, and informed him, that this House had met, and were ready to proceed on business, and that his Excellency was pleased to say, that he would send a message by his Secretary.

Mr. S. A. Barker reported, that pursuant to the order of the House, Mr. D. Ten Broeck and himself had waited on the Hon. the Senate, and informed them, that the House had met, and were ready to proceed on business.

A message from his Excellency the Governor, by his private Secretary, that his Excellency required the immediate attendance of this House in the great court-room of the city-hall.

Mr. Speaker left the chair, and with the House attended accordingly; and having returned to the assembly chamber, Mr Speaker resumed the chair, and reported to the House, that his Excellency had been pleased to make a speech to both Houses of the Legislature, and to deliver him a copy thereof, the same being read, is in the words following, viz.

Gentlemen of the Senate and Aſſembly,

WHEN it is conſidered how greatly the happineſs of every nation depends on the wiſdom with which their government is adminiſtered, the occaſion which has called you together at this early ſeaſon, cannot but be regarded as unuſually important.

The period fixed for the election of a Preſident of the United States is approaching; and the meaſures preparatory to it in this ſtate, are now to be taken. In every poſſible ſituation of our national affairs, whether of peace or war, of tranquility or ferment, of proſperity or misfortune, this object will not ceaſe to demand the utmoſt care and circumſpection.

Hitherto the embarraſſments ariſing from competitions, and from the influences incident to them, have not been experienced: they have been excluded by the uniform and univerſal confidence repoſed in that illuſtrious patriot, who, being diſtinguiſhed as the father and ornament of his country, by a ſeries of great and diſintereſted ſervices, was alſo eminently qualified by an uncommon aſſemblage of virtues and talents, for that important and exalted ſtation.

But that extraordinary man having, with admirable wiſdom and fortitude, conducted the nation through various viciſſitudes and unpropitious circumſtances to an unexampled degree of proſperity, is now about to retire. Mankind has not been accuſtomed to ſee the higheſt military and civil powers of a nation ſo received, uſed and reſigned, as they have been in this glorious inſtance. Every reflection and ſentiment connected with this intereſting ſubject, will naturally ariſe in your minds. May the ſame benevolent, wiſe, and over-ruling Providence, which has ſo conſtantly and remarkably ſuſtained and protected us, preſide over the public deliberations and ſuffrages.

It gives me pleaſure to inform you, that at a treaty held in this city, under the authority of the United States, a final agreement has been concluded between this State and the Indian tribes, who call themſelves the Seven Nations of Canada. Although their title to the territory they claimed was not unqueſtionable, yet it was judged more conſiſtent with ſound policy, to extinguiſh their claims, and conſequently their animoſities, by a ſatisfactory ſettlement, than leave the ſtate expoſed to the inconveniencies which always reſult from diſputes with Indian tribes. Beſides, conſidering our ſtrength and their comparative weakneſs, every appearance of taking advantage of that weakneſs, was to be avoided.

The claims of the Mohawks to certain other lands, ſtill remain to be adjuſted; but there is reaſon to expect that theſe may alſo be amicably ſettled; and that the period is not far diſtant, when the Indians on our borders, having convincing proofs of our juſtice and moderation, will by good offices and a friendly intercourſe, be led to rely on our benevolence and protection, and to view our proſperity as connected with their own.

I ſubmit to your conſideration, whether the payments to be annually made to the different tribes, who are entitled to them by contracts with the ſtate, ſhould not be ſo ordered, as that they may be *punctually* paid, in a *uniform* manner, and at a *fixed* expence.

Difficulties were experienced in executing the benevolent intentions of the Legiſlature reſpecting a Lazaretto in the vicinity of this city. Ground conveniently ſituated could not be purchaſed; and the placing it on Governor's Iſland, where it could not have been erected at a proper diſtance from the garriſon, was liable to ſtrong objections. Theſe difficulties have been removed by the liberality of the Corporation of the city. They have gratuitouſly conveyed Bedlow's Iſland to the State, for this and ſuch other public uſes as the Legiſlature may from time to time direct. Certain buildings, erected there by the French Republic, have been purchaſed, and prepared to ſerve the purpoſe of a Lazaretto for the preſent—But as additions and alterations will be neceſſary; and as precautions ſhould be taken to prevent that iſland from being further diminiſhed, by encroachments of the water, the appropriation of ſome money for theſe objects, will be requiſite.

The meaſures preſcribed by law to prevent the bringing and ſpreading of infectious diſeaſes in this ſtate, have been taken, and faithfully executed. It is however to be lamented, that caſes of the like fever with that which in the laſt year proved ſo fatal to this city, have occurred; and there is at preſent very little reaſon to doubt whether that diſeaſe may be generated here. The ſubject of nuiſances therefore, having become important to the ſafety as well as to the comfort of our fellow citizens, well deſerves the notice and interpoſition of the Legiſlature.

Precarious is the peace and ſecurity of that people who are not prepared to defend themſelves. Permit me to obſerve that this ſtate has but one port, and that, important as it is to the whole ſtate, its ſituation cannot yet be deemed ſecure. The fortifications that were begun are ſtill unfiniſhed; and it appears to me to merit conſideration, whether this port can otherwiſe be ſecured than by ſkilfully fortifying the paſſage at the Narrows. It cannot be too frequently recollected, that ſeaſons of peace and proſperity are the moſt favorable for meaſures and works of this kind.

Conſidering the funds which the ſtate poſſeſſes; the appropriations which have been and will be made, for various public uſes; the accounts conſequent to ſuch appropriations, and the evident utility of ſo arranging and conducting our fiſcal affairs, as that the funds may be advantageouſly managed, accounts with individuals regularly ſettled and the balances due to and from them punctually paid—I think it my duty to ſuggeſt, whether more adequate proviſion for theſe objects ſhould not be made.

Although our taxes have for years paſt been inconſiderable, and although there is at preſent no proſpect of our being preſſed by any neceſſity to increaſe them, yet it is to be preſumed, from the viciſſitudes which attend human affairs, that at ſome future period more ample contributions may become indiſpenſable; would it not, therefore, be prudent, at this calm and tranquil ſeaſon, to adopt and eſtabliſh ſuch rules and regulations for taxation, as being perfectly conſiſtent with the principles of juſtice and rational liberty, and gradually acquiring the advantages of experience and uſage, may relieve this delicate ſubject from many of the perplexing queſtions about principle, mode and manner, which at all times are difficult, and which are particularly embarraſſing in times of anxiety and agitation.

The diſtreſſed ſituation in which the French refugees from St. Domingo arrived here, induced the Legiſlature to provide for them in a very beneficent manner.—The ſums allotted for their ſupport have been expended, and the accounts audited and ſettled—many of thoſe unfortunate perſons have left the ſtate; but it is repreſented to me, that a number of old perſons and children are ſtill here, and in a ſituation ſo deſtitute and wretched, that I cannot forbear mentioning it to you. They cannot with propriety be conſidered as the poor of any particular diſtrict—their fate is peculiar as well as diſtreſſing, and they appear to me as having become by the diſpenſations of Providence the poor of the ſtate.

It often happens that perſons, not urged by circumſtances equally preſſing, come into the ſtate, from diſtant parts, and in many inſtances become burthenſome to it. This ſubject ſeems to call for ſome regulations, eſpecially as the law heretofore paſſed relative to it has ceaſed to operate.

I ought not to omit informing you, that the honorable Mr. King having been appointed Miniſter Plenipotentiary to the Court of Great-Britain, and accepted that place, his ſeat in the Senate of the United States has become vacant.

In the courſe of your deliberations on the affairs of the ſtate, and the means of preſerving and increaſing the public welfare, many intereſting ſubjects will riſe into view—Such as theſe, among others: The manner in which the ſalt ſprings may be rendered moſt uſeful, and the woods in the neighborhood of them beſt preſerved—The facilities and encouragement that may be proper towards obtaining an accurate map of the whole ſtate—The neceſſity of rendering the laws, reſpecting roads and bridges, more effectual—and of reviſing and amending thoſe which relate to the militia, and which direct the inſpection of certain of our ſtaple commodities. As theſe and various other objects derive importance from their relations to the general welfare, they will, I am perſuaded, receive a proportionate degree of your attention; and I aſſure you, that it is no leſs my deſire than it is my duty, to co-operate with you, in guarding and promoting the proſperity and happineſs of our fellow-citizens.

JOHN JAY.

Ordered, That the ſpeech of his Excellency the Governor be committed to a committee of the whole Houſe.

Ordered, That the ſpeech of his Excellency the Governor be forthwith printed, and that one hundred and fifty copies be furniſhed for the uſe of this Houſe.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the ſpeech of his Excellency the Governor, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. S. A. Barker, from the ſaid committee, reported, that the committee had agreed to a reſolution, that a reſpectful Addreſs be preſented to his Excellency the Governor, in anſwer to his ſpeech, and that a committee be appointed to prepare

a draft of ſuch addreſs ; which he was directed to report to the Houſe, and that he was directed to move for leave to ſit again.

Mr. Barker read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the ſaid committee have leave to ſit again : Thereupon,

Reſolved, That a reſpectful addreſs be preſented to his Excellency the Governor, in anſwer to his ſpeech, and that Mr. Hoffman, Mr. Foote and Mr. Teed, be a committee to prepare a draft of ſuch addreſs.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock, A. M. November 2d, 1796.

A return of the Members from the counties of Onondaga and Tioga being produced to the Houſe, and Silas Halſey, Member of this Houſe, returned as duly elected in the ſaid county of Onondaga, and Emanuel Coryell, Member of this Houſe, returned as duly elected in the ſaid county of Tioga ; John C. Van Eps, Member of this Houſe, returned as duly elected in the county of Montgomery, and Gerrit G. Lanſing, Member of this Houſe, returned as duly elected in the county of Waſhington, ſeverally appeared in the aſſembly chamber, and were duly qualified, in preſence of the Houſe, by Joſiah O. Hoffman, Eſq. one of the Commiſſioners appointed by a commiſſion in nature of a *dedimus poteſtatum*, to adminiſter oaths.

Ordered, That the ſaid Gentlemen ſo qualified do take their ſeats.

Ordered, That Mr. Bleecker, Mr. Hochſtraſſer and Mr. Miller, be a committee of ways and means.

Ordered, That Mr. Vandervoort, Mr. Little, Mr. Youngs, Mr. Duane and Mr. Thompſon, be a committee for grievances ; that all Members who attend have voices, that they have power to ſend for perſons and papers, and that from time to time they report their proceedings, with their opinions thereon, to the Houſe.

Ordered, That Mr. Wood, Mr. Metcalfe, Mr. Cornwall, Mr. Verplanck and Mr. Marvin, be a committee for courts of juſtice ; that all Members who attend have voices, that they have power to ſend for perſons, papers and records, and that they from time to time report their proceedings, with their opinions thereon, to the Houſe.

Ordered, That Mr. Kent, Mr. Comſtock, Mr. Foote, Mr. Burr and Mr. Breeſe, be a committee of privileges and elections ; that all Members who attend have voices, that they have power to ſend for perſons, papers and records, and that they from time to time report their proceedings, with their opinions thereon, to the Houſe.

Ordered, That Mr. Morton, Mr. Wheeler, Mr. Chipman, Mr. Benton and Mr. Brayton, be a committee to inſpect what laws have expired, or are near expiring ; and that they from time to time report to the Houſe, which of them they judge neceſſary to be revived or continued, and likewiſe what new laws they ſhall conceive neceſſary to be made for the benefit of the ſtate.

A meſſage from his Excellency the Governor, was delivered by his private Secretary, which was in the words following, viz.

Gentlemen,

I HAVE now the honor of laying before you the agreement between this ſtate and the Indian tribes, denominating themſelves the Seven Nations of Canada, made on the 31ſt day of May laſt, at a treaty, held under the authority of the United States, in this city; and alſo the grant from the Corporation of this city to the people of the ſtate for Bedlow's Iſland.

JOHN JAY.

New-York, 2d November, 1796.

And the ſame having been read ; thereupon,

Reſolved, That the ſaid meſſage, with the papers accompanying the ſame, be referred to the committee of the whole Houſe, when on his Excellency's ſpeech.

Then the Houſe reſolved itſelf into a committee of the whole, on his Excellency the Governor's ſpeech, and the papers referred to the ſaid committee ; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. S. A. Barker, from the ſaid committee, reported, that the committee had agreed to the following reſolutions, viz.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration, that part of his Excellency the Governor's ſpeech, which relates to the annual payments to be made to the different tribes of Indians, who are entitled to them by contracts with this ſtate, and the propriety of ſo ordering the ſame, that they

may be punctually paid, in a uniform manner, and at a fixed expence, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to the ſalt ſprings, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which reſpects a different arrangement in the management of the funds of this ſtate, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which reſpects the obtaining an accurate map of this ſtate, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to a Lazaretto, directed to be erected in the vicinity of the city of New-York, and report their opinon thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That that part of his Excellency the Governor's ſpeech which relates to the law, for preventing, bringing and ſpreading of infectious diſeaſes in this ſtate, be referred to a committee, and that they report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed for the purpoſe of taking into conſideration that part of his Excellency the Governor's ſpeech, relating to the neceſſity of reviſing and amending thoſe laws which relate to the militia, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That that part of his Excellency the Governor's ſpeech, which relates to fortifications, be referred to a committee, and that they report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to the French refugees from St. Domingo, and other perſons coming from abroad, who are or may become chargeable, and that they report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a commitee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, relative to the neceſſity of rendering the laws reſpecting roads and bridges more effectual, and that they report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, that relates to the inſpection of certain of our ſtaple commodities, and report their opinion thereon to the Houſe.

Reſolved, as the ſenſe of this committee, That that part of his Excellency the Governor's ſpeech, which relates to the eſtabliſhing rules and regulations for taxation, be referred to a committee, and that they report their opinion thereon to the Houſe.

Which he was directed to report to the Houſe; Mr. Barker further reported, that the committee had made further progreſs, and had directed him to move for leave to ſit again; and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe,

Ordered, That the ſaid committee have leave to ſit again. Thereupon,

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to the annual payments to be made to the different tribes of Indians, who are entitled to them by contracts with this ſtate, and the propriety of ſo ordering the ſame, that they may be punctually paid, in a uniform manner, and at a fixed expence, and report their opinion thereon to this Houſe; and that Mr. D. Ten Broeck, Mr. LeRoy, and Mr. Oliver, be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to the ſalt ſprings, and report thereon to the Houſe; and that Mr. Williamſon, Mr. Coryell and Mr. John Carpenter, be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which reſpects a different arrangement in the management of the funds of this ſtate, and report their opinion thereon to the Houſe; and that Mr. Kent, Mr. Maſon and Mr. Ryerſs, be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which reſpects the obtaining an accurate map of the ſtate, and report thereon to the Houſe; and that Mr. Ogden, Mr. Griſwold and Mr. Crane, be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to a Lazaretto directed to be erected in the vicinity of the city of New-York, and report the ſame to the Houſe; and that Mr. Oliver, Mr. Wheeler and Mr. Hale, be of the ſaid committee.

Reſolved, That that part of his Excellency the Governor's ſpeech, which relates to the law for preventing bringing and ſpreading of infectious diſeaſes in this ſtate, be referred to a committee, and that they report thereon to the Houſe, and that Mr. Oliver, Mr .Wheeler and Mr. Hale, be of the ſaid committee.

Reſolved, That a committee be appointed for the purpoſe of taking into conſideration that part of his Excellency the Governor's ſpeech, relating to the neceſſity of reviſing and amending thoſe laws which relate to the militia, and report thereon; and that Mr. S. A. Barker, Mr. Lamb and Mr. Blanchard, be of the ſaid committee.

Reſolved, That that part of his Excellency the Governor's ſpeech which relates to fortifications, be referred to a committee, and that they report thereon to the Houſe' and that Mr. Morton, Mr. Hochſtraſſer and Mr. M'Kown, be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration that part of his Excellency the Governor's ſpeech, which relates to the French refugees, from St. Domingo, and other perſons coming from abroad, who are or may become chargeable, and to report thereon to the Houſe; and that Mr. Furman, Mr. Oakly, and Mr. M. Smith, be of the ſaid committee.

Reſolved, That a committee be appointed for the purpoſe of taking into conſideration that part of his Excellency the Governor's ſpeech, relative to the neceſſity of rendering the laws reſpecting roads and bridges more effectual, and that they report thereon to the Houſe; and that Mr. Wood, Mr. John Barker, Mr. Bockee, Mr. Burr, Mr. Bird, Mr. Hogeboom, Mr. Brett, Mr. Williamſon and Mr. Metcalfe, be of the ſaid committee.

Reſolved, That a committee be appointed to take into conſideration, that part of his Excellency the Governor's ſpeech, that relates to the inſpection of certain of our ſtaple commodities, and report their opinion thereon to this Houſe; and that Mr. Little, Mr. Poſt and Mr. Prince, be of the ſaid committee.

Reſolved, That that part of his Excellency the Governor's ſpeech, which relates to the eſtabliſhing rules and regulations for taxation, be referred to a committee, and that they report thereon to the Houſe; and that Mr. Morton, Mr. Comſtock, and Mr. Naſh, be of the ſaid committee.

A meſſage from the Hon. the Senate, was delivered by Mr. Arndt, and Mr. Bronk, with copies of the two following reſolutions, to which they requeſted the concurrence of this Houſe.

Reſolved, (if the Hon. the Aſſembly concur herein) that the Senate and Aſſembly will, on Tueſday next, nominate and appoint Electors in this ſtate, for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, (if the Hon. the Aſſembly concur herein) That the Senate and Aſſembly will, on Wedneſday next, nominate and appoint a Senator to repreſent this ſtate in the Senate of the Congreſs of the United States of America, in the room of Rufus King.

Reſolved, That this Houſe do concur with the Hon. the Senate, in the preceding reſolutions.

Ordered, That Mr. D. Ten Broeck and Mr. Kent deliver a copy of each of the preceding reſolutions to the Hon. the Senate.

By unanimous conſent of the Houſe, *reſolved*, (if the Hon. the Senate concur herein) That a joint committee be appointed, to arrange with the printer of this ſtate, the neceſſary printing buſineſs for the preſent ſeſſion, and report thereon; and in caſe of ſuch concurrence, that Mr. Roſevelt, Mr. Will and Mr. S. Veeder, be of the ſaid committee on the part of this Houſe.

Ordered, That Mr. Morton and Mr. Wood deliver a copy of the preceding reſolution to the Hon. the Senate.

A petition of John Swart and William Van Olinden, of the county of Montgomery, praying, for the reaſons therein ſtated, that the Legiſlature will grant to them the

one third part of a certain lot of land, lying in the patent of Kayadaroſſeras, in the ſaid county of Montgomery, on like terms and conditions as have been heretofore granted for lands in the ſaid patent, to perſons ſimilarly circumſtanced, was read and referred to Mr. Tyler, Mr. Ogden and Mr. Eaker.

Reſolved, That this Houſe will immediately proceed to chooſe five Chaplains, alternately to attend this Houſe, during the preſent ſeſſion, and open the buſineſs thereof with prayer.

The Houſe thereupon made choice of the Rev. Mr. Abeel, the Rev. Dr. M'Knight, the Rev. Mr. Maſon, the Rev. Mr. Biſſett and the Rev. Mr. Foſter. Thereupon,

Reſolved, That the Rev. Mr. Abeel, the Rev. Dr. M'Knight, the Rev. Mr. Maſon, the Rev. Mr. Biſſett and the Rev. Mr. Foſter, be, and they are hereby appointed Chaplains to this Houſe, to open the buſineſs thereof daily with prayer.

Ordered, That the Clerk of this Houſe deliver a copy of the preceding reſolution to each of the ſaid Gentlemen, and deſire that they will make ſuch arrangements among themſelves, as that one of them may be preſent daily, to open the buſineſs of the Houſe with prayer.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock, A. M. November 3d, 1796.

A return of the Member from the county of Schohary, being produced to the Houſe, and John Rice, Member of this Houſe, returned as duly elected in the ſaid county of Schohary, and Peter I. Voſburgh, Member of this Houſe, returned as duly elected in the county of Columbia, ſeverally appeared in the aſſembly chamber, and were duly qualified, in preſence of the Houſe, by Joſiah Ogden Hoffman, Eſquire, one of the Commiſſioners appointed by a commiſſion in nature of a *dedimus poteſtatum*, to adminiſter oaths.

Ordered, That the Gentlemen ſo qualified do take their ſeats.

The ſeveral petitions of Wm. Murray, James Daniel and of Aylmer Johnſon, aliens, praying that they may be enabled by law to purchaſe and hold real eſtate within this ſtate, were read, and referred to Mr. Will, Mr. Kiſſam and Mr. Conyne.

A petition of John Peter De Lancey, praying to be veſted with the title of the people of this ſtate, to that part of the eſtate forfeited by James De Lancey, which remains yet unſold, was read, and referred to Mr. Oakley, Mr. Foote and Mr. Brett.

A meſſage from the Hon. the Senate, delivered by Mr. Bronk and Mr. Cantine, was read, and is in the words following, viz.

WHEREAS it appears, by a meſſage of his Excellency the Governor of this day, and the letter addreſſed to him by the Attorney-General, referred to in the ſame, that ſuits have been inſtituted in the circuit court of the United States, for the diſtrict of Connecticut, by certain perſons claiming under a grant from the ſtate of Connecticut, for the recovery of lands lying within this ſtate—And whereas the faith of thisſtate is pledged by law, for defraying all expences, coſts and charges, of defending all ſuits brought under the purchaſe aforeſaid: Therefore,

Reſolved, (if the Hon. the Aſſembly concur herein) That his Excellency the Governor be requeſted to retain ſuch and ſo many council as he may judge neceſſary, to aid the Attorney-General in all ſuits already inſtituted, or which may be inſtituted, by any perſon or perſons claiming title under grants from the ſtate of Connecticut, to lands lying within the limits and juriſdiction of this ſtate, or held and enjoyed under the ſame. And that the Treaſurer be, and he is hereby authoriſed and directed to pay to his Excellency the Governor, out of any money in the treaſury not otherwiſe appropriated, ſuch ſums of money as he may from time to time draw for, not exceeding in the whole the ſum of five thouſand dollars, for the purpoſe aforeſaid, and for defraying ſuch other charges and expences as have ariſen or may ariſe in and about the defence of the ſaid ſuits: And that the Legiſlature will make proviſion by law, to indemnify the Treaſurer for ſo doing.

Ordered, That Mr. Bronk and Mr. Cantine deliver a copy of the preceding reſolution to the Hon. the Aſſembly.

Reſolved, That this Houſe do concur with the Hon. the Senate, in the preceding reſolution.

Ordered, That Mr. Hogeboom and Mr. M'Kown deliver a copy of the preceding reſolution to the Hon. the Senate.

A petition of Sarah Scudder, widow of the late Capt. Joſeph Crane, alledging that a certain tract of land in Jeſſup's patent, was ſold by Ebenezer Jeſſup, to the ſaid Joſeph Crane, in the year 1774, and that afterwards the commiſſioners of forfeitures ſold it as the property of the ſaid Ebenezer Jeſſup, praying compenſation, was read, and referred to Mr. Bleecker, Mr. Henry and Mr. Naſh.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock, A. M. November 4th, 1796.

A petition of Jabez Johnſon, praying compenſation for certain cannon taken from him during the late war, with certain papers accompanying the ſame, was read, and referred to Mr. Kent, Mr. John Smith and Mr. Voſburgh.

A petition of Iſrael Underhill and others, freeholders and inhabitants of the town of Weſtcheſter, and the petition of John B. Coles praying the aid of the Legiſlature, to enable them to complete a road through the towns of Morriſania, Weſtcheſter and Eaſtcheſter, were reſpectively read and referred to Mr. Morton, Mr. Hale and Mr. A. Ten Broeck.

Mr. Hoffman, from the committee appointed to prepare and report a draft of a reſpectful addreſs to his Excellency the Governor, in anſwer to his ſpeech at the opening of the ſeſſion, reported, that the ſaid committee had prepared a draft accordingly, which he read in his place, and delivered the ſame in at the table, where it was again read.

Ordered, That the ſaid draft of an addreſs be committed to a committee of the whole Houſe.

Then the Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid draft of an addreſs, and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee reported, that they had gone thro' the ſaid draft without amendments, which he was directed to report to the Houſe, and he read the report in his place, and delivered the draft in at the table, where the ſame was again read and agreed to by the Houſe.

Ordered, That the ſaid draft be engroſſed.

A meſſage from the Hon. the Senate, by Mr. Coe and Mr. Dietz, was read, that the Senate have concurred with the Hon. the Aſſembly, in their reſolution of the ſecond inſtant, That a joint committee be appointed to arrange with the printer of this ſtate, the neceſſary printing buſineſs for the preſent ſeſſion; and that Mr. Spencer, Mr. Gordon and Mr. Clark, be of the ſaid committee, on the part of the Senate.

The engroſſed addreſs to his Excellency the Governor, was read, and is in the words following, viz.

To his Excellency JOHN JAY, Governor of the State of New-York.

SIR,

THE reflections you have been pleaſed to make on the occaſion which has called us together at this early ſeaſon, are as juſt as they are natural. Senſible how materially our national happineſs muſt at all times be connected with the proper choice of a perſon to preſide in the executive department of the United States; and equally ſenſible how much the delicacy of the taſk of providing for that choice, is at this juncture increaſed, by the reſolution to decline a re-election, which the *illuſtrious patriot*, who has hitherto united the ſuffrages of his country, has lately announced, we ſhall act with correſpondent circumſpection. At the ſame time, we participate in the deep regret, common to all good citizens, which is inſpired by the proſpect of foregoing the future ſervices of a man, who has ſo often, ſo ſignally, and ſo ſucceſsfully ſupported and promoted the greateſt and beſt intereſts of his country. Reviewing his conduct, either in the arduous ſcenes of that war, which ſecured to us independence and liberty, or in the critical tranſactions, which, preſerving us in honorable peace, have thus far exempted us from the calamities that overwhelm ſo large a part of the world; we find equal cauſe for admiration; we perceive in every ſituation the ſame ſtamp of wiſdom, fortitude and virtue. In the relinquiſhment, as in the execution of public truſts, we equally behold a man deſtined to give great examples; to merit and to acquire the affection and gratitude of his countrymen; the eſteem and applauſe of mankind. May the beneficent Ruler of the univerſe bleſs his retreat, with every enjoyment and ſatisfaction a great and good man can deſire, and grant to his country a ſucceſſor, who will emulate ſo glorious a model!

The final agreements concluded between this ſtate and the Indian tribes, who ſtile

themſelves the Seven Nations of Canada, was an event greatly to be deſired, and the principles on which this ſettlement has been effected, merit our approbation. We unite in the hope, that the period of a complete adjuſtment of all Indian claims to lands within this ſtate, is not far diſtant, and that, influenced by the general fairneſs of our conduct, the Indians on our borders will conſider our proſperity as nearly allied with their own, and will regard our juſtice and benevolence as their beſt protection.

The utility of a proper arrangement of our fiſcal affairs, is evident, and the public welfare is ſo intimately connected with this intereſting ſubject, that it cannot fail of demanding our ſerious attention.—The various other objects recommended to our notice by your Excellency, will receive a diſcuſſion due to their importance—To promote the happineſs of our fellow citizens, and to enſure a continuance of our preſent proſperity, will be the object of our deliberations, and in all meaſures calculated to produce theſe deſirable ends, we feel full confidence in the aſſurance of your Excellency's aid and co-operation.

Ordered, That Mr. Speaker ſubſcribe the ſaid addreſs, on behalf of the Houſe.

Reſolved, That the ſaid addreſs be preſented to his Excellency the Governor by the whole Houſe.

Ordered, That Mr. S. A. Barker and Mr. J. Barker wait on his Excellency the Governor, and know when he will be pleaſed to be attended by this Houſe with their reſpectful addreſs.

Mr. S. A. Barker reported, that purſuant to the order of the Houſe, Mr. J. Barker and himſelf had waited on his Excellency the Governor, to know when he would pleaſe to be attended by this Houſe, with their reſpectful addreſs, and that his Excellency had appointed to-morrow, at twelve o'clock, for that purpoſe, at the government houſe.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock, A. M. November 5th, 1796.

A meſſage from the Hon. the Senate, delivered by Mr. Dietz and Mr. Clark, was read, That the Senate have paſſed a bill, entitled "*An act concerning the appointment and election of charter officers of the cities of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-York*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read a firſt time, and ordered a ſecond reading.

Mr. Speaker then left the chair, and with the Houſe attended on his Excellency the Governor, with their reſpectful addreſs, according to his appointment; and being returned, he reſumed the chair, and reported, that the Houſe had attended his Excellency the Governor with their reſpectful addreſs, and that his Excellency had been pleaſed to return an anſwer thereto, and to deliver him a copy thereof; which was read, and is in the words following, viz.

GENTLEMEN,

I RECEIVE this addreſs with particular ſatisfaction. You have done honor to the ſtate by demonſtrations of its gratitude for moſt ſignal ſervices; and on an occaſion that will always be memorable. Such acts encourage as well as reward genuine patriotiſm.

Striking is the contraſt which you obſerve betweeen the calamities that overwhelm ſo great a part of the world, and the honorable peace and ſingular proſperity which we enjoy.

To HIM who forbids thoſe plagues to paſs into our borders, moſt cordial gratitude is due; and it is worthy of remark, that thoſe nations have moſt reaſon to expect the continuance of ſuch favors, who receive them gratefully, and uſe them rationally. Indeed it is not eaſy to form an idea of divine or human government, without admitting the moſt intimate connection to ſubſiſt between protection and allegiance.

JOHN JAY.

New-York, 5th November, 1796.

Mr. D. Ten Broeck, purſuant to notice by him given yeſterday, made a motion, that the Houſe would agree to a reſolution, which was read, and is in the words following, viz.

Reſolved, (if the Hon. the Senate concur herein) That the Legiſlature will adjourn on the day of November inſtant, and that they will meet again on the Tueſday of next, at

That debates were had thereon, and the queſtion being put, whether the Houſe did

agree to the ſaid reſolution, it paſſed in the negative, in the manner following, viz,

For the Negative.

Mr J. Barker	Mr Crawford	Mr Landon	Mr Sears
Mr Blanch	Mr DeWitt	Mr LeRoy	Mr Joſeph Smith
Mr Bleecker	Mr Duane	Mr Little	Mr John Smith
Mr Breeſe	Mr Foote	Mr Marvin	Mr Teed
Mr Brown	Mr Furman	Mr Miller	Mr A. Ten Broeck
Mr Bruyn	Mr Hale	Mr M'Neil	Mr Tylee
Mr Burt	Mr Halſey	Mr Morton	Mr Vandevoort
Mr Joſeph Carpenter	Mr Hasbrouk	Mr Oliver	Mr Verplanck
Mr Chipman	Mr Hochſtraſſer	Mr Pearſall	Mr Wheeler
Mr Cobley	Mr Hoffman	Mr Platt	Mr Will
Mr Cornwall	Mr Kent	Mr Poſt	Mr Williamſon
Mr Coryell	Mr Kiſſam	Mr Roſevelt	Mr Wood
Mr Crane	Mr Lamb	Mr Ryerſs	Mr Youngs 52

For the Affirmative.

Mr Baldwin	Mr Comſtock	Mr Maſon	Mr Savage
Mr S. A. Barker	Mr Conyne	Mr Metcalfe	Mr. Schuyler
Mr Benton	Mr Davis	Mr M'Clelland	Mr Jac. Smith
Mr Bill	Mr Eaker	Mr M'Kinſtry	Mr Taylor
Mr Bird	Mr Fort	Mr M'Kown	Mr D. Ten Broeck
Mr Blanchard	Mr Gettman	Mr Moffatt	Mr Thompſon
Mr Bockee	Mr Grey	Mr Morſe	Mr Van Eps
Mr Brayton	Mr Griſwold	Mr Nash	Mr S. Veeder
Mr Brett	Mr Henry	Mr Oakley	Mr P. Veeder
Mr Cadi	Mr Hogeboom	Mr Ogden	Mr Vosburgh
Mr Campbell	Mr Holcomb	Mr Pearce	Mr Warner 50
Mr John Carpenter	Mr Lanſing	Mr Prince	
Mr Clark	Mr Leonard	Mr Rice	

Then the Houſe adjourned until eleven o'clock on Monday morning.

Monday, eleven o'clock A. M. 7th November, 1796.

The bill, entitled "*An act concerning the appointment and election of charter officers of the cities of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-York*," was read a ſecond time, and committed to a committee of the whole Houſe.

Mr. D. Ten Broeck, agreeable to notice by him heretofore given, made a motion, that the Houſe would agree to a reſolution in the words following, viz.

Reſolved, (if the Hon. the Senate concur herein) that a joint committee be appointed to enquire and report, what alterations or amendments, if any, are requiſite and rendered neceſſary to be made in the judicial ſyſtem of this ſtate, and in the office of clerk of the ſupreme court; and in caſe of ſuch concurrence, that Mr. Blanchard, Mr. Metcalfe, Mr. Bird, Mr. Breeſe and Mr. Bruyn, be of the ſaid committee, on the part of this Houſe—which was agreed to by the Houſe.

Ordered, That Mr. J. Barker and Mr. Benton deliver a copy of the preceding reſolution to the Hon. the Senate.

A certificate, ſubſcribed by Nicholas Hoffman, John Broome and William W. Gilbert, in purſuance of the laws of this ſtate, in the ſaid certificate mentioned, was read, and is in the words following, viz.

AN ACCOUNT of Bills of Credit, of the emiſſion of the 8th day of February, 1788, ariſing from intereſts and part principal, of the monies put out on loan in the year 1786, to the third Tueſday in June laſt.

343	Bills	-	-	of	£10	0	0	-	£3430	
709	do.	-	-		5	0	0	- -	3545	
518	do.	-	-		4	0	0	-	2072	
135	do.	-	-		3	0	0	- -	405	
139	do.	-	-		2	0	0	-	278	
263	do.	-	-		1	0	0	- -	263	
112	do.	-	-			10	0	-	56	
217	do.	-	-			5	0	- -	54	5
2436	Bills								£10,103	5

WE the ſubſcribers, appointed for that purpoſe, by an act of the Legiſlature of the ſtate of New-York, entitled "An act to take out of circulation the bills of credit emit-

ted by law, and to emit others as a ſubſtitute," paſſed the 8th day of February, 1788, and by an act, entitled, "An act appointing additional perſons to cancel certain bills of credit of this ſtate," paſſed the 27th day of February, 1793, DO HEREBY CERTIFY, That the Treaſurer of this ſtate, has, in our preſence, agreeably to law, deſtroyed, by burning to aſhes, the two thouſand four hundred and thirty-ſix bills, deſcribed in the above account, amounting together to the ſum of ten thouſand one hundred and three pounds five ſhillings. WITNESS our hands, this ſeventh day of November, one thouſand ſeven hundred and ninety-ſix.

NICH. HOFFMAN,
JOHN BROOME,
WM. W. GILBERT.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "*An act concerning the appointment and election of charter offices of the cities of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-York,*" reported, that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

A petition of C. Peak, of the county of Montgomery, praying to be veſted with the title of the people of this ſtate in that part of lot, No. 7, in the patent of Kayaderoſſeras, which became forfeited by the attainder of Iſaac Low, was read, and referred to Mr. Tylee, Mr. Ogden and Mr. Eaker.

Mr. Morton, from the committee to whom was referred the ſeveral petitions of I. Underhill and others, and of John B. Coles, praying the aid of the Legiſlature to enable them to complete a road through the towns of Weſtcheſter and Eaſtcheſter, reported, that in the opinion of the committee, relief ſhould be granted to the petitioners; that they had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame.

Ordered, That leave be given accordingly.

Mr. Morton, according to leave, brought in the ſaid bill, entitled "*An act for the relief of the town of Weſtcheſter,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee appointed for the purpoſe, reported, that the law providing for the appointment of a Treaſurer of this ſtate, was near expiring; that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame.

Ordered, That leave be given accordingly.

Mr. Morton, brought in the ſaid bill, entitled "*An act further to continue the Treaſurer of this ſtate in office,*" which was read the firſt time, and ordered a ſecond reading.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock, A. M. November 8th, 1796.

The bill, entitled "*An act for the relief of the town of Weſtcheſter,*" and the bill, entitled "*An act further to continue the Treaſurer of this ſtate in office,*" were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Sarah I. Beeckman and Catharine Hill, praying that the Legiſlature will confirm the partition of lot No. 16, in the Hardenbergh patent, made in the year 1793, was read, and referred to Mr. Clark, Mr. Kiſſam and Mr. M'Neil.

A petition of James Hulſe, praying compenſation for lands, which he ſtates to have been unjuſtly ſeized by the commiſſioners of forfeitures, and ſold by them for the uſe of the people of this ſtate, was read, and referred to Mr. Griſwold, Mr. Grey and Mr. Sears.

A petition of Daniel Roſs, praying the excluſive right of eſtabliſhing and keeping a ferry in the town of Willſborough, in the county of Clinton, was read, and referred to Mr. Maſon, Mr. Moore and Mr. M'Clelland.

Reſolved, That this Houſe will immediately proceed to nominate and appoint Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Purſuant to the concurrent reſolutions of both Houſes of the Legiſlature, the Houſe proceeded openly to nominate twelve perſons for that purpoſe, and each Member preſent openly nominated twelve perſons, as follows, viz.

| | Baldwin | S. A. Barker | J. Barker | Benton | Bill | Bird | Blanch | Blanchard | Bleecker | Bockee | Boyton | Breele | Brett | Brown | Bruyn | Burr | Cadi | Campbell | John Carpenter | Joseph Carpenter | Chipman | Clark | Comstock | Conyne | Cooley | Cornwall | Coryell | Crane | Crawford | Davis | DeWitt | Dhuae | Baker | Foote | Fort | Forman | Gay | Gettman | Gridwold | Hale | Hakley | Hasbrook | Henry | Hochtrasser | Hofman | Hogeboom | Holcomb | Hunt | Hilam | Jacob | Jacobson | Jasling | Leonard | LeRoy | Little | Marvin | Mabon | Metcalfe | Miller | M'Clelland | M'Kinstry | M'Kown | M'Nel | Moffatt | Morse | Morton | Nash | Oakley | Ogden | Oliver | Pearce | Penfield | Post | Pratt | Prince | Price | Rickevelt | Ryerss | Savage | Schuyler | Sears | Silas Smith | Silas Smith | Jacob Smith | Taylor | Todd | Ten Broeck | Ten Broeck | Thompson | Tylee | Vanderveort | Van Eps | Veeder | Veeder | Verplanck | Vosburgh | Wagner | Waeler | Will | Williamson | Wood | Wright |
|---|---|---

Thereupon,

Reſolved, That Lewis Morris, of the county of Weſtcheſter, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Richard Thorne of the county of Queens, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Abraham Ten Broeck, of the city and county of Albany, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Abraham Van Vechten, of the city and county of Albany, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Peter Smith, of the county of Herkimer, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Charles Newkirk, of the county of Montgomery, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Robert Van Renſſelaer, of the county of Columbia, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Peter Cantine, junior, of the county of Dutcheſs, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Abijah Hammond, of the city and county of New-York, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That William Root, of the county of Renſſelaer, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That St. John Honeywood, of the county of Waſhington, be and he is hereby appointed by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That Johannis Miller, of the county of Ulſter, be and he is hereby nominated by this Houſe, one of the Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Reſolved, That this Houſe will meet the Hon. the Senate, in the court-room in the city-hall, of the city of New-York, at ſuch time as they ſhall appoint to compare the liſts of perſons nominated by the Senate and Aſſembly reſpectively, as Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Ordered, That Mr. Benton and Mr. Bill deliver a copy of the preceding reſolution to the Hon. the Senate.

A copy of a reſolution from the Hon. the Senate, delivered by Mr. Frey and Mr. Ganſevoort, was read, that the Senate have concurred with the Hon. the Aſſembly, in their reſolution of the 7th inſt. that a joint committee be appointed to enquire and report what alterations or amendments, if any, are requiſite and are rendered neceſſary, to be made in the judicial ſyſtem of this ſtate, and in the office of clerk of the ſupreme court; and that Mr. Jones, Mr. Spencer and Mr. Matthews, be of the ſaid committee, on the part of the Senate.

A copy of a reſolution from the Hon. the Senate, alſo delivered by Mr. Frey and Mr. Ganſevoort, was read, and is in the words following, viz.

Reſolved, That the Senate will immediately meet the Hon. the Aſſembly, in the court room in the city-hall, of the city of New-York, to compare the liſts of perſons nominated by the Senate and Aſſembly reſpectively, as Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Mr. Speaker then left the chair, and with the Houſe, attended accordingly; and having returned to the aſſembly chamber, Mr. Speaker reſumed the chair, and reported, that the Houſe had attended in the court room in the city-hall, of this city, to compare the liſts of perſons nominated by the Senate and Aſſembly reſpectively, as Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United

States of America, and that on comparing the ſaid liſts they were found to agree.

Thereupon,

Reſolved, That Lewis Morris, of Weſtcheſter county, Abijaſh Hammond, of the city and county of New-York, Richard Thorne, of Queens county, Peter Cantine, jun. of Dutcheſs county, Robert Van Renſſelaer, of Columbia county, Johannis Miller, of Ulſter county, Abraham Ten Broeck, of the city and county of Albany, Abraham Van Vechten, of the city and county of Albany, St. John Honeywood, of the county of Waſhington, William Root, of the county of Renſſelaer, Peter Smith, of the county of Herkimer, and Charles Newkirk, of Montgomery county, are duly nominated and appointed Electors in this ſtate for the election of a Preſident and Vice-Preſident of the United States of America.

Ordered, That Mr. Bird and Mr. Blanchard, wait on his Excellency the Governor, and deliver him a copy of the above reſolution.

A petition of Thomas Moore, an alien, praying that he may be enabled by law to hold real eſtate within this ſtate, was read, and referred to Mr. Will, Mr. Kiſſam and Mr. Conyne.

Then the Houſe adjourned until eleven o'clock to morrow morning.

Wedneſday, eleven o'clock, A. M. November 9th, 1796.

Reſolved, That this Houſe will immediately proceed to nominate a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America; in the place of Rufus King, whoſe ſeat has become vacant. Thereupon,

The Houſe proceeded openly to nominate a perſon for that purpoſe, and each of the members preſent nominated a perſon as follows, viz.

Mr Baldwin	1 Zephaniah Platt, Dutcheſs.	Mr Furman	1 John Lawrence, New-York.	Mr Pearce	1 John Lawrence, New-York.
Mr S. A. Barker	1	Mr Gray	do	Mr Pearſall	do
Mr J. Barker	do	Mr Gettman	do	Mr Platt	do
Mr Benton	do	Mr Griſwold	do	Mr Poſt	do
Mr Bill	do	Mr Hale	do	Mr Prince	do
Mr Bird	do	Mr Halſey	do	Mr Rice	do
Mr Blanch	do	Mr Hauſbrook	do	Mr Roſevelt	do
Mr Blanchard	do	Mr Henry	do	Mr Ryerſs	do
Mr Bleecker	do	Mr Hochſtraſſer	do	Mr Savage	do
Mr Brayton	do	Mr Hoffman	do	Mr Schuyler	do
Mr Breeſe	do	Mr Hogeboom	do	Mr Sears	do
Mr Brett	do	Mr Holcomb	do	Mr Joſhua Smith	do
Mr Brown	do	Mr Kent	do	Mr John Smith	do
Mr Bruyn	do	Mr Kiſſam	do	Mr Jacob Smith	do
Mr Burr	do	Mr Lamb	do	Mr Taylor	do
Mr Cadi	do	Mr Landon	do	Mr Teed	do
Mr Campbell	do	Mr Lanſing	do	Mr A. Ten Broeck	do
Mr John Carpenter	do	Mr LeRoy	do	Mr D. Ten Broeck	do
Mr Joſeph Carpenter	do	Mr Little	do	Mr Thompſon	do
Mr Chipman	do	Mr Marvin	do	Mr Tylee	do
Mr Clark	do	Mr Maſon	do	Mr Vandervoort	do
Mr Comſtock	do	Mr Metcalfe	do	Mr Van Eps	do
Mr Conyne	do	Mr Miller	do	Mr S. Veeder	do
Mr Cooley	do	Mr M'Clelland	do	Mr P. Veeder	do
Mr Cornwall	do	Mr M'Kinſtry	do	Mr Verplanck	do
Mr Coryell	do	Mr M'Kown	do	Mr Voſburgh	do
Mr Crane	do	Mr M'Niel	do	Mr Warner	do
Mr Crawford	do	Mr Moffatt	do	Mr Wheeler	do
Mr Davis	do	Mr Morſe	do	Mr Will	do
Mr DeWitt	do	Mr Morton	do	Mr Williamſon	do
Mr Duane	do	Mr Naſh	do	Mr Wood	do
Mr Eaker	do	Mr Oakley	do	Mr Youngs	do
Mr Foote	do	Mr Ogden	do		
Mr Fort	do	Mr Oliver	do		

Thereupon,

Reſolved, That John Lawrence be, and he is hereby nominated, on the part of this Houſe, a Senator to repreſent this ſtate in the Senate of the Congreſs of the United

States of America, in the place of the Hon. Rufus King, whoſe ſeat has become vacant.

Reſolved, That this Houſe will meet the Hon. the Senate, in the court room in the city-hall, of the city of New-York, at ſuch time as they ſhall appoint, to compare the liſts of a perſon nominated by the Senate and Aſſembly reſpectively as a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America, in the place of the Hon. Rufus King, whoſe ſeat has become vacant.

Ordered, That Mr. Blanchard and Mr. Bleecker deliver a copy of the preceding reſolution to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Gordon and Mr. Gold, was read, that the Senate will immediately meet the Hon. the Aſſembly in the court room in the city-hall, of the city of New-York, to compare their nomination of a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America, in the place of Rufus King, Eſq. whoſe ſeat has become vacant.

Mr. Speaker then left the chair, and with the Houſe, attended accordingly; and being returned to the aſſembly chamber, Mr. Speaker reſumed the chair, and reported, that the Houſe had attended in the court room in the city hall, of the city of New-York, to compare the liſts for the nomination of a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America, in the place of the Hon. Rufus King, whoſe ſeat has become vacant, and that on comparing the ſaid liſts, it appeared that the ſame perſon was nominated. Thereupon,

Reſolved, That John Lawrence be, and he is hereby duly appointed a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America, in the place of Rufus King, whoſe ſeat has become vacant.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "*An act further to continue the Treaſurer of this ſtate in office*," reported, that the committee had gone thro' the bill, without amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the ſaid bill be engroſſed.

Mr. Bleecker, from the committee to whom was referred the petition of Sarah Scudder, reported, that in the opinion of the committee, relief ought to be granted; that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame.

Ordered, That leave be given accordingly.

Mr. Bleecker, according to leave, brought in the ſaid bill, entitled "*An act for the relief of the repreſentatives of Joſeph Crane, deceaſed*," which was read the firſt time, and ordered a ſecond reading.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "*An act concerning the appointment and election of charter officers of the cities of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-York*," reported that the committee had gone through the bill, and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Reſolved, That all bills which ſhall be paſſed in a committee of the whole, ſhall previouſly to their being engroſſed, be referred to a committee whoſe duty it ſhall be to examine the ſame, and report all errors which may have eſcaped the notice of the Houſe, together with the amendments thereof, and that Mr. Kent, Mr. D. Ten Broeck, and Mr. Wood, be of the ſaid committee.

Reſolved, That the Printer of this ſtate be and he is hereby directed, forthwith to print one hundred and fifty copies of the rules of this Houſe for the uſe of the Members thereof.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock, A. M. November 10th, 1796.

A petition of the pilots of the port of New-York, piloting veſſels through the channel of the Eaſt-river or Sound, praying, for the reaſons therein ſtated, that alterations and amendments may be made in the act, entitled "*An act for the regulation of pilots and pilotage for the port of New-York*," was read, and referred to Mr. Le Roy, Mr. Bleecker and Mr. Morton.

A petition of Mary Hanſen, praying compenſation for a balance of a penſion due to

her late huſband, John Hanſen, deceaſed, was read and referred to the Attorney-General.

The bill, entitled "*An act concerning the appointment and election of charter officers of the cities of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-York,*" with the engroſſed amendments was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Bleecker and Mr. Bockee deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame with the amendments therewith delivered.

The engroſſed bill entitled "*An act further to continue the treaſurer of this ſtate in office,*" was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Bleecker and Mr. Bockee deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A copy of a reſolution of the Hon. the Senate delivered by Mr. Gold and Mr. Haight was read, and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein) That the Legiſlature will adjourn on Friday next, to meet on the firſt Tueſday of January next at the city of Albany, to which they requeſt the concurrence of this Houſe.

That debates were had thereon, and on motion of Mr. Hoffman, Mr. Speaker put the previous queſtion on the ſaid reſolution, to wit, ſhall the main queſtion be now put? which paſſed in the affirmative, in the manner following, to wit:

For the Affirmative.

Mr Baldwin	Mr Conyne	Mr Maſon	Mr Prince
Mr Benton	Mr Davis	Mr Metcalfe	Mr Rice
Mr Bill	Mr Eaker	Mr M'Clelland	Mr Savage
Mr Bird	Mr Fort	Mr M'Kinſtry	Mr Schuyler
Mr Blanchard	Mr Gray	Mr M'Kown	Mr Jacob Smith
Mr Bockee	Mr Gettman	Mr M'Niel	Mr Taylor
Mr Brayton	Mr Griſwold	Mr Moffatt	Mr D. Ten Broeck
Mr Brett	Mr Henry	Mr Morſe	Mr Thompſon
Mr Cade	Mr Hogeboom	Mr Naſh	Mr Van Eps
Mr Campbell	Mr Holcomb	Mr Oakley	Mr S. Veeder
Mr John Carpenter	Mr Lanſing	Mr Ogden	Mr P. Veeder
Mr Clark	Mr Leland	Mr Pearce	Mr Voſburgh
Mr Comſtock	Mr Leonard	Mr Platt	Mr Warner 52

For the Negative.

Mr S. A. Barker	Mr Crane	Mr Lamb	Mr Joſhua Smith
Mr J. Barker	Mr Crawford	Mr Landon	Mr John Smith
Mr Blanch	Mr DeWitt	Mr LeRoy	Mr Teed
Mr Bleecker	Mr Duane	Mr Little	Mr A. Ten Broeck
Mr Breeſe	Mr Foote	Mr Marvin	Mr Tylee
Mr Brown	Mr Furman	Mr Miller	Mr Vandervoort
Mr Bruyn	Mr Hale	Mr Morton	Mr Verplanck
Mr Burr	Mr Halſey	Mr Oliver	Mr Wheeler
Mr Joſeph Carpenter	Mr Hauſbrook	Mr Pearſall	Mr Will
Mr Chipman	Mr Hochſtraſſer	Mr Poſt	Mr Williamſon
Mr Cooley	Mr Hoffman	Mr Roſevelt	Mr Wood
Mr Cornwall	Mr Kent	Mr Ryerſs	Mr Youngs 51
Mr Coryell	Mr Kiſſam	Mr Sears	

That debates were then had on the ſaid reſolution, and the queſtion being put, whether the Houſe did concur with the Hon. the Senate, in their ſaid reſolution, it paſſed in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Davis	Mr Maſon	Mr Prince
Mr Benton	Mr Eaker	Mr Metcalfe	Mr Rice
Mr Bill	Mr Fort	Mr M'Clelland	Mr Savage
Mr Bird	Mr Grey	Mr M'Kinſtry	Mr Schuyler
Mr Blanchard	Mr Gettman	Mr M'Kown	Mr Jacob Smith
Mr Bockee	Mr Griſwold	Mr M'Neil	Mr Taylor
Mr Brayton	Mr Henry	Mr Moffatt	Mr D. Ten Broeck
Mr Brett	Mr Hochſtraſser	Mr Morſe	Mr Thompſon
Mr Cade	Mr Hogeboom	Mr Nash	Mr Van Eps
Mr Campbell	Mr Holcomb	Mr Oakley	Mr S. Veeder
Mr John Carpenter	Mr Lanſing	Mr Ogden	Mr P. Veeder
Mr Clark	Mr Leland	Mr Pearce	Mr Vosburgh
Mr Comſtock	Mr Leonard	Mr Platt	Mr Warner 53
Mr Conyne			

For the Negative.

Mr S. A. Barker	Mr Crane	Mr Landon	Mr Joſeph Smith
Mr J. Barker	Mr Crawford	Mr LeRoy	Mr John Smith
Mr Blanch	Mr DeWitt	Mr Little	Mr Teed
Mr Bleecker	Mr Duane	Mr Marvin	Mr A. Ten Broeck
Mr Breeſe	Mr Foote	Mr Miller	Mr Tylee
Mr Brown	Mr Furman	Mr Morton	Mr Vandevoort
Mr Bruyn	Mr Hale	Mr Oliver	Mr Verplanck
Mr Burt	Mr Halſey	Mr Pearſall	Mr Wheeler
Mr Joſeph Carpenter	Mr Hausbrook	Mr Poſt	Mr Will
Mr Chipman	Mr Hoffman	Mr Roſevelt	Mr Williamſon
Mr Cooley	Mr Kent	Mr Ryerſs	Mr Wood
Mr Cornwall	Mr Kiſsam	Mr Sears	Mr Youngs 50
Mr Coryell	Mr Lamb		

Thereupon,

Reſolved, That this Houſe do concur with the Hon. the Senate in the ſaid reſolution.

Ordered, That Mr. Bockee and Mr. Brayton deliver a copy of the preceding concurrent reſolution to the Hon. the Senate.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock, A. M. November 11th, 1796.

A meſſage from the Hon. the Senate, delivered by Mr. Haight and Mr. Hatfield, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe, to the bill, entitled "*An act concerning the appointment and election of charter officers of the cities of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-York.*"

Ordered, That Mr. Brayton and Mr. Breeſe return the bill to the Hon. the Senate.

Mr. Haight and Mr. Hatfield, alſo delivered the bill, entitled "*An act further to continue the treaſurer of this ſtate in office*," with the amendments thereto.

The bill and amendments were read, and the amendments being read a ſecond time, were ſeverally concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Hogeboom and Mr. Maſon, deliver the ſaid bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments of the Hon. the Senate, and have amended the bill accordingly.

Mr. Hoffman, agreeably to notice given by him yeſterday, made a motion, that this Houſe will reconſider their reſolution of concurrence with the Hon. the Senate, to their reſolution for an adjournment of the Legiſlature this day, agreed to by this Houſe yeſterday.

Debates were had thereon, and the queſtion being put, whether the Houſe did agree thereto, it paſſed in the negative, in the manner following viz.

For the Negative.

Mr Baldwin	Mr Comſtock	Mr Leonard	Mr Rice
Mr Benton	Mr Conyne	Mr Maſon	Mr Savage
Mr Bill	Mr Crawford	Mr Metcalfe	Mr. Schuyler
Mr Bird	Mr Davis	Mr M'Clelland	Mr Jac. Smith
Mr Blanchard	Mr DeWitt	Mr M'Kinſtry	Mr Taylor
Mr Bockee	Mr Eaker	Mr M'Kown	Mr A. Ten Broeck
Mr Brayton	Mr Fort	Mr M'Neil	Mr D. Ten Broeck
Mr Breeſe	Mr Gettman	Mr Moffatt	Mr Thompſon
Mr Brett	Mr Grey	Mr Morſe	Mr Van Eps
Mr Brown	Mr Griſwold	Mr Nash	Mr S. Veeder
Mr Cade	Mr Henry	Mr Oakley	Mr P. Veeder
Mr Campbell	Mr Hogeboom	Mr Ogden	Mr Vosburgh
Mr John Carpenter	Mr Holcomb	Mr Pearce	Mr Warner
Mr Chipman	Mr Lanſing	Mr Platt	Mr Wheeler
Mr Clark	Mr Leland	Mr Prince	

For the Affirmative.

Mr S. A. Barker	Mr Duane	Mr Landon	Mr Sears
Mr J. Barker	Mr Foote	Mr LeRoy	Mr Joſeph Smith
Mr Blanch	Mr Furman	Mr Little	Mr John Smith
Mr Bleecker	Mr Hale	Mr Marvin	Mr Teed
Mr Bruyn	Mr Halſey	Mr Miller	Mr Tylee
Mr Burt	Mr Hausbrok	Mr Morton	Mr Vandevoort
Mr Joſeph Carpenter	Mr Hochſtraſser	Mr Oliver	Mr Verplanck
Mr Cooley	Mr Hoffman	Mr Pearſall	Mr Will
Mr Cornwall	Mr Kent	Mr Poſt	Mr Williamſon
Mr Coryell	Mr Kiſsam	Mr Roſevelt	Mr Wood
Mr Crane	Mr Lamb	Mr Ryerſs	Mr Youngs 44

A meſſage from the Hon. the Senate, delivered by Mr. Haight and Mr. Hatfield, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "*An act concerning the aſſeſſment of damages in certain caſes in courts of law*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read a firſt time, and ordered a ſecond reading.

Andrew White, a Member of this Houſe, returned as duly elected in the county of

Waſhington, appeared in the aſſemby chamber, and was duly qualified, in preſence of the Houſe, by Joſiah O. Hoffman, Eſq. one of the commiſſioners appointed by a commiſſion, in nature of a *dedimus poteſtatum*, to adminiſter oaths.

Ordered, That Mr. White do take his ſeat.

Reſolved, (if the Hon. the Senate concur herein) that the Treaſurer of this ſtate be, and he is hereby authorized and required, to pay to the Members of the Legiſlature, and its attendant officers, the ſame compenſation per day and for travelling, they were by law authoriſed to receive at the laſt ſeſſion, and that the Legiſlature will make proviſion by law for this purpoſe, at their next meeting.

Ordered, That Mr. Brett and Mr. Brown deliver a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. J. Morris and Mr. T. Morris, was read, that the Senate do concur with the Hon. the Aſſembly in the laſt preceding reſolution.

Ordered, That Mr. Brown and Mr. Bruyn, wait on his Excellency the Governor, and inform him, that the Legiſlature will immediately adjourn, unleſs his Excellency has further buſineſs of importance to communicate.

The Hon. the Senate returned, by Mr. Jones and Mr. L'Hommedieu, the bill, entitled "*An act further to continue the Treaſurer of this ſtate in office.*"

Ordered, That Mr. Blanchard and Mr. Bird deliver the ſaid bill to the Hon. the Council of Reviſion.

On motion of Mr. Morton, the Houſe unanimouſly agreed, to a reſolution, with recitals, in the words following, viz.

Whereas, it is the opinion of this Branch of the Legiſlature, that it is peculiarly the duty of Republicans to reward with expreſſions of gratitude and regard, thoſe citizens who render important ſervices to their country; And whereas this Houſe conſiders the public character of GEORGE WASHINGTON, Preſident of the United States, as exhibiting a career of virtue and of glory, perhaps unequalled in the annals of the world; And whereas, they conceive the preſent period, when he is about to retire from the walk of public life, as a proper occaſion of teſtifying to him and to the world, theſe their ſentiments reſpecting him:

Be it therefore reſolved, That the patriotic Addreſs of GEORGE WASHINGTON, Preſident of the United States, to the People of the ſaid States, be entered at length upon the Journals of this Houſe, as a memorial, to future ages, of their unabated affection to that illuſtrious Citizen, and of their high ſenſe of the eminent and diſintereſted ſervices, which he has rendered to his country.

The ADDRESS *of the* PRESIDENT *to the* PEOPLE *of the* United States *of* America.

Friends and Fellow-Citizens,

THE period for a new election of a Citizen to adminiſter the executive government of the United States, being not far diſtant, and the time actually arrived, when your thoughts muſt be employed in deſignating the perſon, who is to be cloathed with that important truſt, it appears to me proper, eſpecially as it may conduce to a more diſtinct expreſſion of the public voice, that I ſhould now appriſe you of the reſolution I have formed, to decline being conſidered among the number of thoſe, out of whom a choice is to be made.

I beg you, at the ſame time, to do me the juſtice to be aſſured, that this reſolution has not been taken, without a ſtrict regard to all the conſiderations appertaining to the relation, which binds a dutiful citizen to his country; and that, in withdrawing the tender of ſervice which ſilence in my ſituation might imply, I am influenced by no diminution of zeal for your future intereſts; no deficiency of grateful reſpect for your paſt kindneſs; but am ſupported by a full conviction that the ſtep is compatible with both.

The acceptance of, and continuance hitherto in the office to which your ſuffrages have twice called me, have been a uniform ſacrifice of inclination to the opinion of duty, and to a deference for what appeared to be your deſire. I conſtantly hoped, that it would have been much earlier in my power, conſiſtently with motives, which I was not at liberty to diſregard, to return to that retirement, from which I had been reluctantly drawn. The ſtrength of my inclination to do this, previous to the laſt election, had even led to the preparation of an addreſs to declare it to you; but mature reflection on the then perplexed and critical poſture of our affairs with foreign nations, and

the unanimous voice of perſons entitled to my confidence, impelled me to abandon the idea.

I rejoice, that the ſtate of your concerns, external as well as internal, no longer renders the purſuit of inclination incompatible with the ſentiment of duty, or propriety; and am perſuaded whatever partiality may be retained for my ſervices, that in the preſent circumſtances of our country, you will not diſapprove my determination to retire.

The impreſſions with which I firſt undertook the arduous truſt, were explained on the proper occaſion. In the diſcharge of this truſt, I will only ſay, that I have with good intentions, contributed towards the organization and adminiſtration of the government, the beſt exertions of which a very fallible judgment was capable. Not unconſcious, in the outſet, of the inferiority of my qualifications, experience in my own eyes, perhaps ſtill more in the eyes of others, has ſtrengthened the motives to diffidence of myſelf; and every day the increaſing weight of years admoniſhes me more and more, that the ſhade of retirement is as neceſſary to me as it will be welcome. Satisfied that if any circumſtances have given peculiar value to my ſervices, they were temporary. I have the conſolation to believe, that while choice and prudence invite me to quit the political ſcene, patriotiſm does not forbid it.

In looking forward to the moment which is intended to terminate the career of my public life, my feelings do not permit me to ſuſpend the deep acknowledgment of that debt of gratitude which I owe to my beloved country, for the many honors it has conferred upon me; ſtill more for the ſteadfaſt confidence with which it has ſupported me; and for the opportunities I have thence enjoyed of manifeſting my inviolable attachment, by ſervices faithful and perſevering, though in uſefulneſs unequal to my zeal. If benefits have reſulted to our country from theſe ſervices, let it always be remembered to your praiſe, and as an inſtructive example in our annals, that under circumſtances in which the paſſions, agitated in every direction, were liable to miſlead; amidſt appearances ſometimes dubious—viciſſitudes of fortune often diſcouraging—in ſituations in which, not unfrequently, want of ſucceſs has countenanced the ſpirit of criticiſm—the conſtancy of your ſupport was the eſſential prop of the efforts, and a guarantee of the plans by which they were effected.—Profoundly penetrated with this idea, I ſhall carry it with me to my grave, as a ſtrong incitement to unceaſing vows that Heaven may continue to you the choiceſt tokens of its beneficence—that your Union and brotherly affection may be perpetual—that the free conſtitution, which is the work of your hands, may be ſacredly maintained—that its adminiſtration in every department may be ſtamped with wiſdom and virtue—that, in fine, the happineſs of the people of theſe States, under the auſpices of liberty, may be made complete, by ſo careful a preſervation and ſo prudent a uſe of this bleſſing, as will acquire to them the glory of recommending it to the applauſe, the affection and adoption of every nation which is yet a ſtranger to it.

Here, perhaps, I ought to ſtop. But a ſolicitude for your welfare, which cannot end but with my life, and the apprehenſion of danger, natural to that ſolicitude, urge me, on an occaſion like the preſent, to offer to your ſolemn contemplation, and to recommend to your frequent review, ſome ſentiments, which are the reſult of much reflection, of no inconſiderable obſervation, and which appear to me all important to the permanency of your felicity as a people. Theſe will be offered to you with the more freedom, as you can only ſee in them the diſintereſted warnings of a parting friend, who can poſſibly have no perſonal motive to bias his counſel. Nor can I forget, as an encouragement to it, your indulgent reception of my ſentiments on a former and not diſſimilar occaſion.

Interwoven as is the love of liberty with every ligament of your hearts, no recommendation of mine is neceſſary to fortify or confirm the attachment.

The unity of government which conſtitutes you one people, is alſo now dear to you. It is juſtly ſo; for it is a main pillar in the edifice of your real independence, the ſupport of your tranquility at home, your peace abroad; of your ſafety; of your proſperity; of that very liberty which you ſo highly prize. But as it is eaſy to foreſee, that from different cauſes and from different quarters, much pains will be taken, many artifices employed, to weaken in your minds the conviction of this truth; as this is the point in your political fortreſs againſt which the batteries of internal and external enemies will be moſt conſtantly and actively (though often covertly and inſidiouſly) directed, it is of infinite moment, that you ſhould properly eſtimate the immenſe value of your National Union, to your collective and individual happineſs; that you ſhould che-

riſh a cordial, habitual, and immoveable attachment to it; accuſtoming yourſelves to think and ſpeak of it as of the palladium of your political ſafety and proſperity; watching for its preſervation with jealous anxiety; diſcountenancing whatever may ſuggeſt even a ſuſpicion that it can in any event be abandoned; and indignantly frowning upon the firſt dawning of every attempt to alienate any portion of our country from the reſt, or to enfeeble the ſacred ties which now link together the various parts.

For this you have every inducement of ſympathy and intereſt. Citizens by birth or choice, of a common country, that country has a right to concentrate your affections. The name of AMERICAN, which belongs to you, in your national capacity, muſt always exalt the juſt pride of patriotiſm, more than any appellation derived from local diſcriminations. With ſlight ſhades of difference, you have the ſame religion, manners, habits and political principles. You have in a common cauſe fought and triumphed together; the Independence and Liberty you poſſeſs are the work of joint councils, and joint efforts, of common dangers, ſufferings and ſucceſſes.

But theſe conſiderations, however powerfully they addreſs themſelves to your ſenſibility, are greatly outweighed by thoſe which apply more immediately to your intereſt. Here every portion of our country finds the moſt commanding motives for carefully guarding and preſerving the Union of the whole.

The *North*, in an unreſtrained intercourſe with the *South*, protected by the equal laws of a common government, finds in the productions of the latter, great additional reſources of maritime and commercial enterpriſe, and precious materials of manufacturing induſtry.—The *South*, in the ſame intercourſe, benefitting by the agency of the *North*, ſees its agriculture grow, and its commerce expand. Turning partly into its own channels the ſeamen of the *North*, it finds its particular navigation invigorated; and while it contributes, in different ways, to nouriſh and increaſe the general maſs of the national navigation, it looks forward to the protection of a maritime ſtrength, to which itſelf is unequally adapted.—The *Eaſt*, in a like intercourſe with the *Weſt*, already finds, and in the progreſſive improvement of interior communications, by land and water, will more and more find a valuable vent for the commodities which it brings from abroad, or manufactures at home.—The *Weſt* derives from the *Eaſt* ſupplies requiſite to its growth and comfort—and what is perhaps of ſtill greater conſequence, it muſt of neceſſity owe the *ſecure* enjoyment of indiſpenſable *outlets* for its own productions to the weight, influence, and the future maritime ſtrength of the Atlantic ſide of the Union, directed by an indiſſoluble community of intereſt as *one nation*.—Any other tenure by which the *Weſt* can hold this eſſential advantage, whether derived from its own ſeparate ſtrength, or from an apoſtate or unnatural connection with any foreign power, muſt be intrinſically precarious.

While then every part of our country thus feels an immediate and particular intereſt in Union, all the parts combined cannot fail to find in the united maſs of means and efforts, greater ſtrength, greater reſource, proportionably greater ſecurity from external danger, a leſs frequent interruption of their peace by foreign nations;—and what is of inеſtimable value! they muſt derive from Union an exemption from thoſe broils and wars between themſelves, which ſo frequently afflict neighboring countries, not tied together by the ſame government; which their own rivalſhips alone would be ſufficient to produce, but which oppoſite foreign alliances, attachments and intrigues would ſtimulate and embitter.—Hence likewiſe they will avoid the neceſſity of the overgrown military eſtabliſhments, which under any form of government are inauſpicious to liberty, and which are to be regarded as particularly hoſtile to Republican Liberty; in this ſenſe it is, that your Union ought to be conſidered as a main prop of your liberty, and that the love of the one ought to endear to you the preſervation of the other.

Theſe conſiderations ſpeak a perſuaſive language to every reflecting and virtuous mind, and exhibit the continuance of the UNION as a primary object of patriotic deſire. —Is there a doubt, whether a common government can embrace ſo large a ſphere?—Let experience ſolve it. To liſten to mere ſpeculation in ſuch a caſe were criminal. We are authoriſed to hope that a proper organization of the whole, with the auxiliary agency of governments for the reſpective ſubdiviſions, will afford a happy iſſue to the experiment. 'Tis well worth a fair and full experiment. With ſuch powerful and obvious motives to Union, affecting all the parts of our country, while experience ſhall not have demonſtrated its impracticability, there will always be reaſon to diſtruſt the patriotiſm of thoſe, who in any quarter may endeavor to weaken its bands.

In contemplating the cauſes which may diſturb our Union, it occurs as matter of ſerious concern, that any ground ſhould have been furniſhed for characterifing parties by *geographical* diſcriminations—*Northern* and *Southern*—*Atlantic* and *Weſtern*; whence deſigning men may endeavor to excite a belief that there is a real difference of local intereſts and views. One of the expedients of party to acquire influence, within particular diſtricts, is to miſrepreſent the opinions and aims of other diſtricts. You cannot ſhield yourſelves too much againſt the jealouſies and heart-burnings which ſpring from theſe miſrepreſentations: they tend to render alien to each other thoſe who ought to be bound together by fraternal affection. The inhabitants of our Weſtern Country have lately had a uſeful leſſon on this head: they have ſeen, in the negociation by the Executive, and in the unanimous ratification by the Senate, of the treaty with Spain, and in the univerſal ſatisfaction at that event throughout the United States, a deciſive proof how unfounded were the ſuſpicions propagated among them of a policy in the General Government and in the Atlantic States unfriendly to their intereſts in regard to the Miſſiſippi: they have been witneſſes to the formation of two treaties, that with Great-Britain and that with Spain, which ſecure to them every thing they could deſire, in reſpect to our foreign relations towards confirming their proſperity. Will it not be their wiſdom to rely for the preſervation of theſe advantages on the UNION by which they were procured? Will they not henceforth be deaf to thoſe adviſers, if ſuch there are, who would ſever them from their brethren and connect them with aliens?

To the efficacy and permanency of your Union, a government for the whole is indiſpenſable—No alliances however ſtrict, between the parts can be an adequate ſubſtitute; they muſt inevitably experience the infractions and interruptions which all alliances in all times have experienced. Senſible of this momentous truth, you have improved upon your firſt eſſay by the adoption of a Conſtitution of Government better calculated than your former for an intimate Union, and for the efficacious management of your common concerns. This government, the offspring of our own choice, uninfluenced and unawed, adopted upon full inveſtigation and mature deliberation, completely free in its principles, in the diſtribution of its powers, uniting ſecurity with energy, and containing within itſelf a proviſion for its own amendment, has a juſt claim to your confidence and your ſupport. Reſpect for its authority, compliance with its laws, acquieſcence in its meaſures, are duties enjoined by the fundamental maxims of true liberty. The baſis of our political ſyſtems is the right of the people to make and to alter their conſtitutions of government—But, the Conſtitution which at any time exiſts, till changed by an explicit and authentic act of the whole people, is ſacredly obligatory upon all. The very idea of the power and the right of the people to eſtabliſh government preſuppoſes the duty of every individual to obey the eſtabliſhed government.

All obſtructions to the execution of the laws, all combinations and aſſociations, under whatever plauſible character, with the real deſign to direct, controul, counteract, or awe the regular deliberation and action of the conſtituted authorities, are deſtructive of this fundamental principle, and of fatal tendency. They ſerve to organize faction, to give it an artificial and extraordinary force—to put in the place of the delegated will of the nation, the will of a party, often a ſmall but artful and enterprizing minority of the community; and, according to the alternate triumphs of different parties, to make the public adminiſtration the mirror of the ill-concerted and incongruous projects of faction, rather than the organ of conſiſtent and wholeſome plans digeſted by common counſels, and modified by mutual intereſts.

However combinations or aſſociations of the above deſcription may now and then anſwer popular ends, they are likely in the courſe of time and things, to become potent engines, by which cunning, ambitious and unprincipled men will be enabled to ſubvert the power of the people, and uſurp for themſelves the reins of government; deſtroying afterwards the very engines which have lifted them to unjuſt dominion.

Towards the preſervation of your government, and the permanency of your preſent happy ſtate, it is requiſite, not only that you ſteadily diſcountenance irregular oppoſitions to its acknowledged authority, but alſo that you reſiſt with care the ſpirit of innovation upon its principles, however ſpecious the pretexts. One method of aſſault may be, to effect in the form of the conſtitution, alterations which will impair the energy of the ſyſtem, and thus to undermine what cannot be directly overthrown. In all the changes to which you may be invited, remember that time and habit are at leaſt as neceſſary to fix the true character of governments, as of other human inſtitutions—that

experience is the ſureſt ſtandard, by which to teſt the real tendency of the exiſting conſtitution of a country—that facility in changes upon the credit of mere hypotheſis and opinion, expoſes to perpetual change, from the endleſs variety of hypotheſis and opinion; and remember, eſpecially, that for the efficient management of your common intereſts, in a country ſo extenſive as ours, a government of as much vigor as is conſiſtent with the perfect ſecurity of liberty, is indiſpenſable. Liberty itſelf will find in ſuch a government, with powers properly diſtributed and adjuſted, its ſureſt guardian. It is, indeed, little elſe than a name, where the government is too feeble to withſtand the enterpriſes of faction, to confine each member of the ſociety within the limits preſcribed by the laws, and to maintain all in the ſecure and tranquil enjoyment of the rights of perſon and property.

I have already intimated to you, the danger of parties in the ſtate, with particular reference to the founding of them on geographical diſcriminations. Let me now take a more comprehenſive view, and warn you, in the moſt ſolemn manner, againſt the baneful effects of the ſpirit of party, generally.

This ſpirit, unfortunately, is inſeparable from our nature, having its root in the ſtrongeſt paſſions of the human mind.---It exiſts under different ſhapes in all governments, more or leſs ſtifled, controuled, or repreſſed; but in thoſe of the popular form it is ſeen in its greateſt rankneſs, and is truly their worſt enemy.

The alternate domination of one faction over another, ſharpened by the ſpirit of revenge, natural to party diſſention, which in different ages and countries has perpetrated the moſt horrid enormities, is itſelf a frightful deſpotiſm.—But this leads at length to a more formal and permanent deſpotiſm.—The diſorders and miſeries, which reſult, gradually incline the minds of men to ſeek ſecurity and repoſe in the abſolute power of an individual; and ſooner or later the chief of ſome prevailing faction, more able or more fortunate than his competitors, turns this diſpoſition to the purpoſes of his own elevation, on the ruins of Public Liberty.

Without looking forward to an extremity of this kind (which nevertheleſs ought not to be entirely out of ſight) the common and continual miſchiefs of the ſpirit of party are ſufficient to make it the intereſt and duty of a wiſe people, to diſcourage and reſtrain it.

It ſerves always to diſtract the Public Councils, and enfeeble the Public Adminiſtration. It agitates the community with ill-founded jealouſies and falſe alarms; kindles the animoſity of one part againſt another, foments occaſionally riot and inſurrection. It opens the door to foreign influence and corruption, which find a facilitated acceſs to the government itſelf, through the channels of party paſſions. Thus the policy and the will of one country are ſubjected to the policy and will of another.

There is an opinion that parties in free countries, are uſeful checks upon the Adminiſtration of the Government, and ſerve to keep alive the ſpirit of liberty. This within certain limits is probably true; and in Governments of a monarchical caſt, patriotiſm may look with indulgence, if not with favor, upon the ſpirit of party. But in thoſe of the popular character, in governments purely elective, it is a ſpirit not to be encouraged. From their natural tendency, it is certain there will always be enough of that ſpirit for every ſalutary purpoſe. And there being conſtant danger of exceſs, the effort ought to be, by force of public opinion, to mitigate and aſſuage it. A fire not to be quenched; it demands a uniform vigilance to prevent its burſting into a flame, leſt, inſtead of warming, it ſhould conſume.

It is important likewiſe, that the habits of thinking in a free country, ſhould inſpire caution in thoſe entruſted with its adminiſtration, to confine themſelves within their reſpective conſtitutional ſpheres, avoiding in the exerciſe of the powers of one department to encroach upon another. The ſpirit of encroachment tends to conſolidate the powers of all the departments in one, and thus to create, whatever the form of government, a real deſpotiſm. A juſt eſtimate of that love of power, and proneneſs to abuſe it, which predominates in the human heart, is ſufficient to ſatisfy us of the truth of this poſition. The neceſſity of reciprocal checks in the exerciſe of political power, by dividing and diſtributing it into different depoſitories, and conſtituting each the guardian of the Public Weal againſt invaſions by the others, has been evinced by experiments ancient and modern: ſome of them in our country and under our own eyes. To preſerve them muſt be as neceſſary as to inſtitute them. If, in the opinion of the People, the diſtribution or modification of the conſtitutional powers, be in any particular wrong, let it be corrected by an amendment in the way which the conſtitution deſignates.—But let there be no change by uſurpation; for though this, in one inſtance, may be the inſtrument of good, it is the cuſtomary weapon by which free governments are deſtroyed.

The precedent muſt always greatly overbalance in permanent evil, any partial or tranſient benefit which the uſe can at any time yield.

Of all the diſpoſitions and habits which lead to political proſperity, Religion and Morality are indiſpenſable ſupports.—In vain would that man claim the tribute of patriotiſm, who ſhould labor to ſubvert theſe great pillars of human happineſs, theſe firmeſt props of the duties of Men and Citizens.—The mere politician, equally with the pious man, ought to reſpect and to cheriſh them.—A volume could not trace all their connections with private and public felicity. Let it ſimply be aſked, where is the ſecurity for property, for reputation, for life, if the ſenſe of religious obligation *deſert* the oaths, which are the inſtruments of inveſtigation in courts of juſtice? And let us with caution indulge the ſuppoſition, that morality can be maintained without religion. Whatever may be conceded to the influence of refined education on minds of peculiar ſtructure; reaſon and experience both forbid us to expect that national morality can prevail in excluſion of religious principles.

'Tis ſubſtantially true, that virtue or morality is a neceſſary ſpring of popular government. The rule indeed extends with more or leſs force to every ſpecies of free governments. Who, that is a ſincere friend to it, can look with indifference upon attempts to ſhake the foundation of the fabric?

Promote, then, as an object of primary importance, inſtitutions for the general diffuſion of knowledge.—In proportion as the ſtructure of government gives force to public opinion, it is eſſential that public opinion ſhould be enlightened.

As a very important ſource of ſtrength and ſecurity, cheriſh public credit. One method of preſerving it is to uſe it as ſparingly as poſſible; avoiding occaſions of expenſe by cultivating peace, but remembering alſo that timely diſburſements to prepare for danger frequently prevent much greater diſburſements to repel it; avoiding likewiſe the accumulation of debt, not only by ſhunning occaſions of expenſe, but by vigorous exertions in time of peace to diſcharge the debts which unavoidable wars may have occaſioned, not ungenerouſly throwing upon poſterity the burthen which we ourſelves ought to bear.—The execution of theſe maxims belongs to your Repreſentatives, but it is neceſſary that public opinion ſhould co-operate.—To facilitate to them the performance of their duty, it is eſſential that you ſhould practically bear in mind, that towards the payment of debts there muſt be revenue: that to have revenue there muſt be taxes; that no taxes can be deviſed which are not more or leſs inconvenient and unpleaſant; that the intrinſic embarraſſment inſeparable from the ſelection of the proper objects (which is always a choice of difficulties) ought to be a deciſive motive for a candid conſtruction of the conduct of the Government in making it, and for a ſpirit of acquieſcence in the meaſures for obtaining revenue which the public exigencies may at any time dictate.

Obſerve good faith and juſtice towards all nations, cultivate peace and harmony with all. Religion and Morality enjoin this conduct; and can it be that good policy does not equally enjoin it? It will be worthy of a free, enlightened, and, at no diſtant period, a great nation, to give to mankind the magnanimous and too novel example of a people always guided by an exalted juſtice and benevolence. Who can doubt that in the courſe of time and things the fruits of ſuch a plan would richly repay any temporary advantages which might be loſt by a ſteady adherence to it? Can it be, that Providence has not connected the permanent felicity of a nation with its virtue? The experiment, at leaſt, is recommended by every ſentiment which enobles human nature. Alas! is it rendered impoſſible by its vices!

In the execution of ſuch a plan, nothing is more eſſential than that permanent, inveterate antipathies againſt particular nations, and paſſionate attachments for others ſhould be excluded; and that in place of them juſt and amicable feelings towards all ſhould be cultivated. The nation, which indulges towards another an habitual hatred, or an habitual fondneſs, is in ſome degree a ſlave. It is a ſlave to its animoſity or to its affection, either of which is ſufficient to lead it aſtray from its duty and its intereſt. Antipathy in one nation againſt another diſpoſes each more readily to offer inſult and injury, to lay hold of ſlight cauſes of umbrage, and to be haughty and intractable, when accidental or trifling occaſions of diſpute occur. Hence frequent colliſions, obſtinate, envenomed and bloody conteſts. The nation, prompted by ill-will and reſentment, ſometimes impels to war, the government, contrary to the beſt calculations of policy. The government ſometimes participates in the national propenſity, and adopts through

paſſion what reaſon would reject ; at other times, it makes the animoſity of the nation ſubſervient to projects of hoſtility inſtigated by pride, ambition and other ſiniſter and pernicious motives. The peace often, ſometimes perhaps the liberty, of nations has been the victim.

So likewiſe, a paſſionate attachment of one nation for another produces a variety of evils. Sympathy for the favorite nation, facilitating the illuſion of an imaginary common intereſt, in caſes where no real common intereſt exiſts, and infuſing into one the enmities of the other, betrays the former into a participation in the quarrels and wars of the latter, without adequate inducement or juſtification. It leads alſo to conceſſions to the favorite nation of privileges denied to others, which is apt doubly to injure the nation making the conceſſions ; by unneceſſarily parting with what ought to have been retained ; and by exciting jealouſy, ill-will, and a diſpoſition to retaliate, in the parties from whom equal privileges are withheld : And it gives to ambitious, corrupted, or deluded citizens (who devote themſelves to the favorite nation) facility to betray, or ſacrifice the intereſts of their own country, without odium, ſometimes even with popularity ; gilding with the appearances of a virtuous ſenſe of obligation, a commendable deference for public opinion, or a laudable zeal for public good, the baſe or fooliſh compliances of ambition, corruption or infatuation.

As avenues to foreign influence in innumerable ways, ſuch attachments are particularly alarming to the truly enlightened and independent Patriot. How many opportunities do they afford to tamper with domeſtic factions, to practiſe the arts of ſeduction, to miſlead public opinion, to influence or awe the Public Councils ! Such an attachment of a ſmall or weak, towards a great and powerful nation, dooms the former to be the ſatellite of the latter.

Againſt the inſiduous wiles of foreign influence (I conjure you to believe me, fellow citizens !) the jealouſy of a free people ought to be *conſtantly* awake ; ſince hiſtory and experience prove that foreign influence is one of the moſt baneful foes of Republican Government. But that jealouſy to be uſeful muſt be impartial ; elſe it becomes the inſtrument of the very influence to be avoided, inſtead of a defence againſt it—Exceſſive partiality for one foreign nation, and exceſſive diſlike to another, cauſe thoſe whom they actuate to ſee danger only on one ſide, and ſerve to veil and even ſecond the arts of influence on the other.—Real patriots, who may reſiſt the intrigues of the favourite, are liable to become ſuſpected and odious ; while its tools and dupes uſurp the applauſe and confidence of the people, to ſurrender their intereſts.

The great rule of conduct for us in regard to foreign nations, is in extending our commercial relations, to have with them as little *political* connection as poſſible. So far as we have already formed engagements, let them be fulfilled with perfect good faith.—Here let us ſtop.

Europe has a ſet of primary intereſts, which to us have none, or a very remote relation. Hence ſhe muſt be engaged in frequent controverſies, the cauſes of which are eſſentially foreign to our concerns. Hence, therefore, it muſt be unwiſe in us to implicate ourſelves by artificial ties, in the ordinary viciſſitudes of her politics, or the ordinary combinations and colliſions of her friendſhips or enmities.

Our detached and diſtant ſituation invites and enables us to purſue a different courſe. If we remain one people, under an efficient government, the period is not far off, when we may defy material injury from external annoyance ; when we may take ſuch an attitude as will cauſe the neutrality, we may at any time reſolve upon, to be ſcrupuloufly reſpected ; when belligerent nations under the impoſſibility of making acquiſitions upon us, will not lightly hazard the giving us provocation ; when we may chooſe peace or war, as our intereſt, guided by juſtice, ſhall counſel.

Why forego the advantages of ſo peculiar a ſituation ? Why quit our own to ſtand upon foreign ground ? Why by interweaving our deſtiny with any part of Europe, entangle our peace and proſperity in the toils of European ambition, rivalſhip, intereſt, humor or caprice ?

'Tis our true policy to ſteer clear of permanent alliances, with any portion of the foreign world ; ſo far, I mean, as we are now at liberty to do it ; for let me not be underſtood as capable of patronizing infidelity to exiſting engagements. I hold the maxim no leſs applicable to public than to private affairs, that honeſty is always the beſt policy. I repeat it therefore, let thoſe engagements be obſerved in their genuine ſenſe. But in my opinion, it is unneceſſary and would be unwiſe to extend them.

Taking care always to keep ourſelves, by ſuitable eſtabliſhments, on a reſpectable de-

fenſive poſture, we may ſafely truſt to temporary alliances for extraordinary emergencies.

Harmony, liberal intercourſe with all nations, are recommended by policy, humanity, and intereſt. But even our commercial policy ſhould hold an equal and impartial hand; neither ſeeking nor granting excluſive favors or preferences; conſulting the natural courſe of things; diffuſing and diverſifying by gentle means the ſtreams of commerce, but forcing nothing; eſtabliſhing, with powers ſo diſpoſed, in order to give trade a ſtable courſe, as to define the rights of our merchants, and to enable the government to ſupport them, conventional rules of intercourſe, the beſt that preſent circumſtances and mutual opinion will permit, but temporary, and liable to be from time to time abandoned or varied, as experience and circumſtances ſhall dictate; conſtantly keeping in view, that 'tis folly in one nation to look for diſintereſted favors from another; that it muſt pay with a portion of its independence for whatever it may accept under that character; that by ſuch acceptance, it may place itſelf in the condition of having given equivalents for nominal favors, and yet of being reproached with ingratitude for not giving more. There can be no greater error than to expect, or calculate upon real favors from nation to nation. 'Tis an illuſion which experience muſt cure, which a juſt pride ought to diſcard.

In offering to you, my countrymen, theſe counſels of an old and affectionate friend, I dare not hope they will make the ſtrong and laſting impreſſions I could wiſh; that they will controul the uſual current of the paſſions, or prevent our nation from running the courſe which has hitherto marked the deſtiny of nations: But if I may even flatter myſelf, that they may be productive of ſome partial benefit, ſome occaſional good; that they may now and then recur to moderate the fury of party ſpirit, to warn againſt the miſchiefs of foreign intrigue, to guard againſt the impoſtures of pretended patriotiſm; this hope will be a full recompence for the ſolicitude for your welfare, by which they have been dictated.

How far in the diſcharge of my official duties, I have been guided by the principles which have been delineated, the public records and other evidences of my conduct muſt witneſs to you and to the world. To myſelf, the aſſurance of my own conſcience is, that I have at leaſt believed myſelf to be guided by them.

In relation to the ſtill ſubſiſting war in Europe, my proclamation of the 22d of April 1793, is the index to my plan. Sanctioned by your approving voice and by that of your Repreſentatives in both Houſes of Congreſs, the ſpirit of that meaſure has continually governed me; uninfluenced by any attempts to deter or divert me from it.

After deliberate examination, with the aid of the beſt lights I could obtain, I was well ſatisfied that our country, under all the circumſtances of the caſe, had a right to take, and was bound by duty and intereſt, to take a neutral poſition. Having taken it, I determined, as far as ſhould depend upon me, to maintain it, with moderation, perſeverance and firmneſs.

The conſiderations which reſpect the right to hold this conduct, it is not neceſſary on this occaſion to detail. I will only obſerve, that according to my underſtanding of the matter, that right, ſo far from being denied by any of the Belligerent Powers, has been virtually admitted by all.

The duty of holding a neutral conduct may be inferred, without any thing more, from the obligation which juſtice and humanity impoſe on every nation, in caſes in which it is free to act, to maintain inviolate the relations of peace and amity towards other nations.

The inducements of intereſt for obſerving that conduct will beſt be referred to your own reflections and experience. With me, a predominant motive has been to endeavor to gain time to our country to ſettle and mature its yet recent inſtitutions, and to progreſs without interruption, to that degree of ſtrength and conſiſtency, which is neceſſary to give it, humanly ſpeaking, the command of its own fortunes.

Though in reviewing the incidents of my adminiſtration, I am unconſcious of intentional error; I am nevertheleſs too ſenſible of my defects not to think it probable that I may have committed many errors. Whatever they be, I fervently beſeech the Almighty to avert or mitigate the evils to which they may tend. I ſhall alſo carry with me the hope that my Country will never ceaſe to view them with indulgence; and that after forty-five years of my life dedicated to its ſervice, with an upright zeal, the faults of incompetent abilities will be conſigned to oblivion, as myſelf muſt ſoon be to the manſions of reſt.

Relying on its kindneſs in this as in other things, and actuated by that fervent love towards it, which is ſo natural to a man, who views in it the native ſoil of himſelf and his progenitors for ſeveral generations ; I anticipate with pleaſing expectation that retreat in which I promiſe myſelf to realize, without alloy, the ſweet enjoyment of partaking, in the midſt of my Fellow-Citizens, the benign influence of good laws under a free government, the ever favorite object of my heart, and the happy reward, as I truſt, of our mutual cares, labors and dangers.

G. WASHINGTON.

UNITED STATES, 17th September, 1796.

Mr. Brown reported, that purſuant to the order of the Houſe, Mr. Bruyn and himſelf had waited on his Excellency the Governor, with the meſſage from this Houſe, and that his Excellency had been pleaſed to ſay, that he had not any farther communication at preſent to make to the Legiſlature.

Reſolved (if the Hon. the Senate concur herein) That the Legiſlature will immediately adjourn, to meet again at the city of Albany, on the firſt Tueſday in January next.

Ordered, That Mr. S. A. Barker and Mr. Duane deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. J. Morris and Mr. T. Morris, was read, that the Senate do concur in the reſolution of this Houſe, that the Legiſlature will immediately adjourn.

Thereupon, purſuant to the concurrent reſolutions of the Senate and Aſſembly, Mr. Speaker adjourned the Houſe, until the firſt Tueſday in January next, then to meet at the city of Albany.

JOURNAL of the ASSEMBLY.

STATE OF NEW-YORK.

ASSEMBLY CHAMBER, *in the* CITY *of* ALBANY, *Tuesday, January 3d*, 1797.

THE Hon. the Senate and Aſſembly, having on the 11th day of November laſt, by concurrent reſolutions, adjourned, to meet at the city of Albany, on the firſt Tueſday in January inſtant, and a majority of the Houſe appearing, Mr. Speaker took the chair.

Ordered, That Mr. Bleecker and Mr. White wait on his Excellency the Governor, and inform him, that this Houſe is met and ready to proceed on buſineſs.

Ordered, That Mr. Vandevoort and Mr. Marvin wait on the Hon. the Senate, and inform them, that this Houſe is met and ready to proceed on buſineſs.

John H. Wendell, one of the Members of this Houſe, returned as duly elected in the city and county of Albany, and Comfort Tyler, returned as duly elected in the county of Onondaga, reſpectively appeared in the aſſembly chamber:

Ordered, That Mr. Griſwold and Mr. Tylee attend before one of the commiſſioners appointed to adminiſter oaths, with Mr. Wendell and Mr. Tyler, and ſee them duly qualified.

A meſſage from the Hon. the Senate, was delivered by Mr. Gold and Mr. Silveſter, that the Senate are met, and ready to proceed on buſineſs.

Mr. Vandevoort reported, that purſuant to the order of the Houſe, Mr. Marvin and himſelf had delivered the meſſage from this Houſe to the Hon. the Senate.

The Houſe then proceeded to chooſe by ballot a Door-keeper, and the ballots being taken and counted, it appeared that *Peter Hanſen* was duly elected; Thereupon,

Reſolved, That Peter Hanſen be, and he is hereby appointed Door-keeper of this Houſe.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Chief Juſtice Yates, was read, that it does not appear improper to the Council, that the bill, entitled "*An act further to continue the Treaſurer of this ſtate in office*," ſhould become a law of this ſtate.

Mr. Bleecker reported, that purſuant to the order of the Houſe, Mr. White and himſelf had waited on his Excellency the Governor, with the meſſage from this Houſe, and that his Excellency had been pleaſed to ſay, that he had not any particular buſineſs at preſent to lay before the Houſe.

Mr. Griſwold reported, that purſuant to the order of the Houſe, Mr. Tylee and himſelf had attended before the Hon. Stephen Van Renſſelaer, Eſq. one of the commiſſioners appointed to adminiſter oaths, with Mr. Wendell and Mr. Tyler, and had ſeen them duly qualified as by law required.

Ordered, That Mr. Wendell and Mr. Tyler do take their ſeats.

Reſolved, That this Houſe will immediately proceed to appoint four Chaplains, alternately to attend this Houſe, during the preſent ſeſſion, and open the buſineſs thereof daily with prayer. Thereupon, on motion of Mr. D. Ten Broeck,

Reſolved, That the Rev. John Baſſett, the Rev. Thomas Elliſon, the Rev. John B.

Johnſon and the Rev. Anthony Theodore Braun, be and they are hereby appointe Chaplains to this Houſe, to open the buſineſs thereof daily with prayer.

Caleb Hyde, a Member of this Houſe, returned as duly elected in the county of T oga, appeared in the aſſembly chamber.

Ordered, That Mr. Prince and Mr. John Smith attend before one of the commiſſio ers appointed to adminiſter oaths, with Mr. Hyde, and ſee him duly qualified.

Reſolved, That this Houſe will, on Tueſday next, proceed openly to nominate a appoint a Council of Appointment.

A letter from R. Varick, eſq. mayor of the city of New-York, incloſing a letter him from the mayor of the city of Savannah, together with certain reſolutions of t Council of the ſaid city, were read, and referred to Mr. Poſt, Mr. Foote and Mr. Kiſſa

Mr. Prince reported, that purſuant to the order of the Houſe, Mr. John Smith a himſelf, had attended before the Hon. Stephen Van Renſſelaer, Eſq. one of the co miſſioners appointed to adminiſter oaths, with Mr. Hyde, and had ſeen him duly qua fied as by law required.

Ordered, That Mr. Hyde do take his ſeat.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock, A. M. 4th January, 1797.

The bill, entitled "*An act concerning the aſſeſſment of damages in certain caſes courts of law*," was read the ſecond time, and committed to a committee of the who Houſe.

Ordered, That Mr. Bleecker be added to the committee to whom was referred th part of his Excellency the Governor's ſpeech, which relates to fortifications; and a to the committee to whom was referred that part of his Excellency the Governo ſpeech, which relates to the eſtabliſhing rules and regulations for taxation.

Ordered, That Mr. Will be added to the committee to whom was referred that pa of his Excellency the Governor's ſpeech, which relates to the French refugees from S Domingo, and other perſons coming from abroad, who are or may become chargeabl

A petition of Abraham L. Smith and others, inhabitants of the county of Orang praying that the Legiſlature will grant a ſum of money to lay out a road acroſs t mountains from Haverſtraw to Smith's clove, was read, and referred to Mr. Marvi Mr. Chipman and Mr. Leland.

A petition of John Smith and others, freeholders and inhabitants of Clarkſtow New-Hampſtead and Haverſtraw, in the county of Orange, praying a law for the d viſion of the poor among the ſaid towns reſpectively, was read and referred to t Members attending in this Houſe from the county of Orange.

Mr. D. Ten Broeck, purſuant to notice by him for that purpoſe heretofore give moved for leave to bring in a bill, relative to recording deaths and births.

Ordered, That leave be given accordingly.

Mr. D. Ten Broeck, according to leave, brought in the ſaid bill, entitled "*An a for recording of deaths and births by the clerks of towns and clerks of cities within t ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, purſuant to notice by him for that purpoſe heretofore give moved for leave to bring in a bill, relative to the money of account in this ſtate.

Ordered, That leave be given accordingly.

Mr. D. Ten Broeck, according to leave, brought in the ſaid bill, entitled "*An a for introducing the dollar and its parts as the money of account in this ſtate*," which w read the firſt time, and ordered a ſecond reading.

Mr. Wood, purſuant to notice by him for that purpoſe heretofore given, moved f leave to bring in a bill, for ſettling the line of diviſion between the towns of Oyſte Bay and Huntington.

Ordered, That leave be given accordingly.

Mr. Wood, according to leave, brought in the ſaid bill, entitled "*An act for the a pointment of commiſſioners to ſettle ſuch part of the line of diviſion between the towns of O ſter-Bay and Huntington as is therein mentioned*," which was read the firſt time, and o dered a ſecond reading.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the bill, e titled "*An act concerning the aſſeſſment of damages in certain caſes in courts of law* and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. T Broeck, from the ſaid committee, reported, that the committee had made progreſs the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Mr. Foote, purſuant to notice by him for that purpoſe heretofore given, moved for leave to bring in a bill, to enable the perſons therein named to purchaſe and hold real eſtate within this ſtate.

Ordered, That leave be given accordingly.

Mr. Foot, according to leave, brought in the ſaid bill, entiled "*An act to enable certain perſons therein mentioned to purchaſe and hold real eſtates within this ſtate*," which was read the firſt time, and ordered a ſecond reading.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the bill, entitled "*An act for the relief of the repreſentatives of the late Joſeph Crane, deceaſed*;" and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee, reported, that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock, A. M. 5th January, 1797.

The bill, entitled "*An act to enable certain perſons therein mentioned to purchaſe and hold real eſtates within this ſtate*;" the bill, entitled "*An act for introducing the dollar and its parts as the money of account in this ſtate*," and the bill, entitled "*An act for recording of deaths and births by the clerks of towns and clerks of cities within this ſtate*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled "*An act for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion between the towns of Oyſter-Bay and Huntington as is therein mentioned*," was read the ſecond time, and committed to a committee conſiſting of the Members attending in this Houſe from the counties of Suffolk and Queens.

A memorial of Nathaniel Sackett, praying the interpoſition of the Legiſlature, relative to a road from Newburgh to Coſhecton on the Delaware-river, together with a number of documents and papers accompanying the ſame, was read, and referred to Mr. S. A. Barker, Mr. Sears and Mr. Burr.

A petition of John Cheeſeman and Rachel his wife and others, children and heirs of Hannah Armſtrong, deceaſed, relative to a demand againſt the eſtate forfeited by John Armſtrong, together with certain papers accompanying the ſame, were read, and referred to Mr. Cooley, Mr. Baldwin and Mr. Henry.

A petition of Elkanah Briggs, of the county of Dutcheſs, ſtating, that his perſonal property was, in the year 1777, unjuſtly ſeized and ſold, by the commiſſioners of ſequeſtration for the county of Dutcheſs, praying relief in the premiſes, together with certain vouchers accompanying the ſame, were read, and referred to Mr. Wheeler, Mr. Pearſall and Mr. Wendell.

A meſſage from the Hon. the Senate, delivered by Mr. Arndt and Mr. Bronk, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That a joint committee of both Houſes be appointed to conſider of and report, with all convenient ſpeed, what arrangements may be requiſite to render the monies which now are, and may from time to time be paid into the Treaſury, productive of income to the ſtate; and further to deviſe and report, whether any and what arrangements are neceſſary for the better management and diſpoſition of the funds of this ſtate; and in caſe of ſuch concurrence, that Mr. Schuyler, Mr. Jones and Mr. Cantine, be of the ſaid committee, on the part of the Senate.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution, and that Mr. Kent, Mr. Maſon, Mr. Ryerſs, Mr. Comſtock and Mr. Blanchard, be of the ſaid committee, on the part of this Houſe.

Ordered, That Mr. Baldwin and Mr. S. A. Barker deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A petition of Peter Ryckman, of the city of Albany, praying that the Legiſlature will grant him the ſum of £353. a balance due the petitioner for ſupplies furniſhed the Cayuga Indians, in the year 1788, was read, and referred to Mr. Prince, Mr. Landon and Mr. Youngs.

A petition of Phineas Peirce, of Geneva, in the county of Ontario, praying compenſation for certain lands ſituate in the ſaid county, and which the petitioner ſtates have been ceded by this ſtate to Charles Williamſon, Eſq. was read, and referred to Mr. Chipman, Mr. Brayton and Mr. Gray.

A petition of the ſuperviſors of the county of Weſtcheſter, ſtating that difficulties

have ariſen in the operation of the law, paſſed the 31ſt March, 1790, entitled "*An act for building a bridge acroſs Haerlem-river*," and requeſting the aid of the Legiſlature in the premiſes, with the papers accompaning the ſame, were read, and referred to the committee of the whole Houſe when on the bill, entitled "*An act for the relief of Weſtcheſter*."

A petition of ſeveral inhabitants of the county of Montgomery, praying for aid to build a bridge and cauſeway acroſs the creek and meadow commonly called the Sacondago-vly, in the ſaid county; and a petition of Peter D. Van Dyck and others, inhabitants of the town of Hoſack, in the county of Renſſelaer, praying legiſlative aid to enable them to erect and maintain bridges in the ſaid town, were ſeverally read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of Zebulon Ober, of the city of New-York, mariner, praying, for the reaſons therein ſtated, that his marriage with Ann Tilton, his wife, may by law be made void, was read, and referred to Mr. Lamb, Mr. Conyne and Mr. Bruyn.

A petition of C. W. Ham, of the city of New-York, praying for a continuance of the preſent compenſation to inſpectors of flour and meal, was read, and referred to the committee appointed to inſpect what laws have expired or are near expiring.

A petition of Michael Anthony, praying for the ſale of certain lands, by his father mortgaged to one George Folliot, whoſe eſtate became forfeited to the people of this ſtate, in order that the ſaid mortgage may be ſatisfied, and the ſurplus monies paid to the ſaid Michael Anthony; and a petition of Archibald Currie, of the city of New-York, relative to a demand againſt the forfeited eſtate of Daniel Fiſher, of the county of Waſhington, were ſeverally read, and referred to Mr. Teed, Mr. Thompſon and Mr. Leonard.

A petition of Thomas Randall, of the city of New-York, relative to a piece of ground and ſtable adjoining his lot in the ſaid city of New-York, was read, and referred to Mr. Duane, Mr. Tylee and Mr. Oliver.

A petition of James Deſbroſſes, ſurviving executor of the laſt will and teſtament of Elias Deſbroſſes, late of the city of New-York, merchant, deceaſed, relative to a demand againſt the forfeited eſtate of Charles Inglis, late of the ſaid city, was read, and referred to Mr. Cornwall, Mr. Breeſe and Mr. Bockee.

A petition of William Byron and others, praying that they may be enabled by law to purchaſe and hold real eſtates within this ſtate, was read, and referred to the committe of the whole Houſe, when on the bill, entitled "*An act to enable certain perſons therein mentioned to purchaſe and hold real eſtates within this ſtate.*"

A petition of Jonathan Lawrence and Henry H. Kip, inſpectors of pot and pearl aſhes, in the city of New-York, praying an additional allowance for inſpection, was read, and referred to the committee to whom was referred that part of his Excelleney the Governor's ſpeech, which relates to the inſpection of the ſtaple commodities of this ſtate.

A petition of Martin Tice and Daniel Cahill, praying a grant of lands lying in the town of Catſkill, in the county of Albany, was read, and referred to Mr. Crane, Mr. Benton and Mr. Ogden.

A petition of James Laughlin, late a private ſoldier in the continental army, praying a gratuity of bounty lands for his ſervices, was read and referred to Mr. Ryerſs, Mr. Pearce and Mr. Brown.

A petition of Ebenezer Mott, relative to a claſs-right of land, for which he located on land north of the town of Chemung, was read, and referred to Mr. S. Veeder, Mr. Jacob Smith and Mr. Maſon.

A memorial of Benjamin Hovey, of the county of Tioga, complaining of the conduct of the ſuperviſors of ſaid county, in returning Caleb Hyde as a Member of this Houſe, for the preſent year; alledging a number of facts and reaſons, tending to ſhew that the return ſhould have been in favor of the memorialiſt, praying that the Houſe will inveſtigate the buſineſs, was read, and referred to the committee of privileges and elections.

A petition of the ſociety of United Brethren, for propagating the goſpel among the heathen, eſtabliſhed at Bethlehem, in Pennſylvania, praying for an act incorporating their ſaid ſociety in this ſtate, was read, and referred to Mr. Bleecker, Mr. Miller and Mr. Savage.

Ordered, That Mr. Kent, Mr. Bird, Mr. S. A. Barker and Mr. Foote, be added to the committee to whom was referred that part of his Excellency the Governor's

ſpeech, which relates to the eſtabliſhing rules and regulations for taxation.

Mr. Poſt, from the committee to whom was referred the letter of the Mayor of New-York, with the papers accompanying the ſame, relative to a donation to the late ſufferers in Savannah, reported, that in the opinion of the committee, relief ought to be granted to the ſufferers; that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame.

Ordered, That leave be given accordingly.

Mr. Poſt, according to leave, brought in the ſaid bill, entitled "*An act for the relief of certain perſons late inhabitants of the city of Savannah, in Georgia*," which was read the firſt time, and ordered a ſecond reading.

A petition of the ſuperviſors of the county of Montgomery, praying a grant of the whole of the lot whereon the court-houſe in the ſaid county now ſtands, was read, and referred to the Members attending in this Houſe from the county of Montgomery.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the bill, entitled "*An act concerning the aſſeſſment of damages in certain caſes in courts of law*;" and after ſome ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee, reported, that the committee had gone through the ſaid bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read;

Thereupon, On motion of Mr. Blanchard, ordered that the ſaid bill be recommitted to a committee of the whole Houſe.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. *6th January*, 1797.

The bill, entitled "An act *for the relief of certain perſons late inhabitants of the city of Savannah, in Georgia*," was read the ſecond time, and committed to a committee of the whole Houſe.

A petition of ſundry inhabitants of the town and vicinity of Johnſtown, in the county of Montgomery, praying a repeal of the act granting the church and glebe, in the town of Johnſtown, to the Preſbyterian congregation, and that the ſame may be reſtored to the members of the Epiſcopal church in ſaid town, was read, and referred to Mr. Kent, Mr. D. Ten Broeck and Mr. P. Veeder.

A petition of Amos Hamlin, late a ſoldier in the regiment of New-York troops commanded by Col. Marinus Willett, ſtating, that he had ſold his bounty land when under age, praying that the ſaid lands may be reſtored to him upon his paying the amount received by him for the ſame, with certain papers accompanying the ſame, were read, and referred to the Surveyor-General.

A petition of William Radclift, jun. and Theodorus Bailey, praying a law authorizing the commiſſioners of the land-office to make a fair balloting, among the proprietors of certain lands therein mentioned, according to legal ſurveys thereof made, and to iſſue patents for the reſpective lots to each in ſeveralty, with certain documents accompanying the ſame, were read, and referred to Mr. Lanſing, Mr. Taylor and Mr. Morſe.

A petition of the inhabitants of the twenty towns in the counties of Herkimer and Tioga, relative to certain lots reſerved for public purpoſes in the ſaid towns, was read, and referred to Mr. Griſwold, Mr. Brett and Mr. Clark.

A petition of Walter Rawleigh and Martin Van Buſkirk, freeholders and inhabitants of the town of Cambridge, in the county of Waſhington, a committee appointed to receive ſubſcriptions, and contract for building a bridge over Hoſack-river, near the houſe of Martin Van Buſkirk, in the town of Cambridge, praying that the Legiſlature will grant them the ſum of £130 2 10, a balance due the petitioners for building the ſaid bridge, was read, and referred to Mr. White, Mr. M'Kinſtry and Mr. Fort.

A petition of John Williams and others, inhabitants of the county of Waſhington, relative to the place for holding the February term of the courts of common pleas and general ſeſſions of the peace, in the ſaid county, and for erecting a new court houſe, was read, and referred to the members attending in this Houſe from the county of Waſhington.

A petition of David Wandle, of Goſhen, in the county of Orange, late a ſoldier in the ſervice of the United States, praying a grant of bounty land, for his ſervices, was read, and referred to Mr. J. Barker, Mr. Cade and Mr. Blanch.

A petition of the ſuperviſors of the county of Herkimer, ſtating that the gaol of the

ſaid county is unfiniſhed and inſufficient, praying that a law may be paſſed, to enable them to raiſe the ſum of £228. by way of tax on the inhabitants of the ſaid county, for completing the ſaid gaol, was read, and referred to Mr. M'Neil, Mr. Warner and Mr. Van Eps.

A petition of Alexander Comrie, relative to a lot of land in the patent of Kayaderoſſeras, which became forfeited to the people of this ſtate, was read, and referred to Mr. Bill, Mr. Voſburgh and Mr. M'Kown.

A petition of Joſiah Throop, praying compenſation for certain ſervices performed during the late war, was read, and referred to Mr. Holcomb, Mr. DeWitt and Mr. Kiſſam.

A memorial of Jonathan Canfield, praying legiſlative relief reſpecting a certain location made by him, was read, and referred to the Surveyor-General.

A petition of the freeholders and inhabitants of thoſe parts of the counties of Herkimer and Tioga, which are included in a tract commonly known by the twenty towns on the Unadilla river, praying to be erected into a ſeparate county, by the name of *Chenango*, was read, and referred to Mr. Brayton, Mr. M'Clelland Mr. Coryell.

A petition of James Jordan, late a private ſoldier in the American army, praying a gratuity of bounty lands, for his ſervices during the late war, was read, and referred to Mr. Jno. Carpenter, Mr. Halſey and Mr. Rice.

Mr. D. Ten Broeck, from the committee appointed to confer with a committee of the Hon. the Senate, relative to the printing buſineſs, reported, that by the increaſe of the Legiſlature ſince the laſt ſeſſion, it had become neceſſary to have ſixty additional copies of the journals, and one hundred additional copies of the laws, that in conſequence of theſe extra ſervices, the Printer to the ſtate ought to receive a further compenſation than agreed to be given to him by concurrent reſolutions of the Legiſlature at the laſt ſeſſions; and that the committees had conferred with Mr. William Robbins, agent to the Printer of this ſtate, who offered to perform all the printing buſineſs of the ſtate upon the ſame terms, as were contained in the ſaid concurrent reſolutions, and with the greateſt punctuality and diſpatch, with this alteration, that for the journals and laws, inſtead of fifty ſhillings, he will expect to receive fifty-five ſhillings per ſheet.

That the committee were of opinion, that the laws ſhould be printed in octavo inſtead of folio pages, which the ſaid agent conſented to do; and that the committee are of opinion, that the ſaid terms ought to be acceded to, and that the laws ought to be printed in the octavo inſtead of folio pages, as of more convenient ſize.

Reſolved, That the Houſe do concur with the committee in the ſaid report.

A meſſage from the Hon. the Senate, delivered by Mr. Bronk and Mr. Cantine, was read, that the Senate have paſſed the bill, entitled "*An act providing for the appointment of an aſſociate Judge of the courts of common pleas in each diſtrict of this ſtate*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the bill, entitled "*An act concerning the aſſeſſment of damages in certain caſes in courts of law;*" and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee, reported, that the committee had gone thro' the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the bill, entitled "*An act for introducing the dollar and its parts as the money of account in this ſtate;*" and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. S. A. Barker, from the ſaid committee, reported, that the committee had gone thro the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Reſolved, That the Serjeant at arms of this Houſe ſhall, at all times, obey the directions of any of the ſub-committees of this Houſe impowered to ſend for papers and witneſſes, by deputy, and not in perſon.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock, A. M. 7th January, 1797.

A petition of the conſtables of the city and county of New-York, praying that they

y be allowed compenſation by law, when attending the ſupreme court and the court oyer and terminer, was read, and referred to Mr. Poſt, Mr. Wood and Mr. D. Ten oeck; and to whom was alſo referred, whether any and what regulation is neceſſa-, relative to the fees of the office of conſtable throughout the ſtate; and alſo rela-e to ſecurity to be by them given previous to their entering on the duties of their ice.

The bill, entitled "An act *providing for the appointment of an aſſociate Judge of the rts of common pleas in each diſtrict of this ſtate*," was read the ſecond time, and com-itted to a committee of the whole Houſe.

Ordered, That one hundred and eight copies of the ſaid bill be forthwith printed, r the uſe of this Houſe.

The engroſſed bill, entitled "An act *for introducing the dollar and its parts as the ney of account in this ſtate*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. S. A. Barker and Mr. J. Barker deliver the bill to the Hon. the enate, and requeſt their concurrence.

A petition of Douw Fonda, of the city of Albany, relative to a certain tract of land the Royal-Grant, purchaſed by him of the heirs of the late Sir Wm. Johnſon, and ld by the commiſſioners of forfeitures for the Weſtern Diſtrict, was read, and referred Mr. Ogden, Mr. Moffatt and Mr. Campbell.

A petition of Silas Wood, relative to a lot of land in the Royal-Grant, which was ld and conveyed by the commiſſioners of forfeitures of the Weſtern Diſtrict, was read, nd referred to Mr. Ogden, Mr. Moffatt and Mr. Campbell.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the bill, en-itled "An act *for granting relief to certain perſons late inhabitants of Savannah, in Geor-ia*;" and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. oote, from the ſaid committee, reported, that the committee had made ſome progreſs n the ſaid bill, and directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Mr. Wood, from the ſelect committe to whom was committed the bill, entitled "An ct *for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion between he towns of Oyſter-Bay and Huntington as is therein mentioned*," reported, that the com-ittee had gone through the bill without amendment, which he was directed to report o the Houſe; and he read the report in his place, and delivered the ſame in at the ta-le, where it was again read; Thereupon,

Ordered, That the ſaid bill be recommitted to a committee of the whole Houſe.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Cantine and Mr. lark, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the Printer to this ſtate, in-ead of delivering in future the journals and laws to be by him printed, to the Secreta-y of this ſtate, ſhall deliver or ſend them to the perſons reſpectively entitled to the ſame.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding re-olution.

Ordered, That Mr. J. Barker and Mr. Benton deliver a copy of the ſaid reſolution f concurrence to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Cantine and Mr. Clark, ith the bill therein mentioned, was read, that the Senate have paſſed a bill, entitled An act *concerning writs of error*," to which they requeſt the concurrence of this Houſe. he ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the on. the Senate, was read, that it does not appear improper to the Council, that the ill, entitled "An act *concerning the appointment and election of charter officers of the ci-es of New-York, Albany and Hudſon, and concerning the mayor's court of the city of New-ork*," ſhould become a law of this ſtate.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled An act *for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion be-ween the towns of Oyſter-Bay and Huntington as is therein mentioned*," reported, that the ommittee had gone through the bill and made amendments, which he was directed to eport to the Houſe; and he read the report in his place, and delivered the bill and a-endments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the bill and amendments be engroſſed.

A meſſage from his Excellency the Governor, delivered by his private Secretary, read, and is in the words following, viz.

Gentlemen,

I yeſterday received a letter, dated the 27th of laſt month, from the Repreſentati of this ſtate in Congreſs; which, together with the papers mentioned in it, I have honor of laying before you.

Albany, 7th January, 1797. JOHN JAY.

Ordered, That the meſſage of his Excellency the Governor, together with the pap accompanying the ſame, be referred to a ſelect committee, and that Mr. Kent, M Foote, Mr. S. A. Barker, Mr. Blanchard and Mr. Griſwold, be of the ſaid committe

Mr. Kent, from the committee to whom was referred the petition of Jabez Johnſ praying compenſation for certain cannon taken from him during the late war, report that in the opinion of the committee, the prayer of the petitioner ought to be grant and that a clauſe be added to ſome proper bill for that purpoſe.

Reſolved, That the Houſe do concur with the committee in their ſaid report.

Ordered, That the ſaid committee do prepare and bring in ſuch clauſe.

Reſolved, That the Rev. Mr. Bogart be and he is hereby appointed an addition Chaplain to this Houſe.

A petition of George Ramſay, of the city of Albany, merchant, praying that he may enabled by law to purchaſe and hold real eſtate within this ſtate, was read, and referred the committee of the whole Houſe, when on the bill, entitled "An act *to enable certa perſons therein mentioned to purchaſe and hold real eſtates within this ſtate.*"

Then the Houſe adjourned until eleven o'clock on Monday morning next.

Monday, eleven o'clock A. M. 9th January, 1797.

The engroſſed bill, entitled "An act *for the appointment of commiſſioners to ſet ſuch part of the line of diviſion between the towns of Oyſter-Bay and Huntington as is ther in mentioned*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Benton and Mr. Bill deliver the bill to the Hon. the Senate, an requeſt their concurrence.

The bill, entitled "An act *concerning the aſſeſſment of damages in certain caſes courts of law*," with the engroſſed amendments, was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Benton and Mr. Bill deliver the bill to the Hon. the Senate, an inform them, that this Houſe have paſſed the bill with the amendments therewith de livered.

A petition of a number of freeholders and inhabitants of the town of Willſborough in the county of Clinton, relative to eſtabliſhing a ferry in ſaid town, was read, and re ferred to Mr. Maſon, Mr. Morſe and Mr. M'Clelland.

The ſeveral petitions of John Lincklain and others, inhabitants of the town of Caz enovia, in the weſtern extremity of the county of Herkimer, and a petition of Natha Andrews and others, inhabitants of the ſaid county, remonſtrating againſt the petitio of the inhabitants of thoſe parts of the counties of Herkimer and Tioga, which are in cluded in a tract commonly known by the name of the twenty townſhips, on the U nadilla-river, relative to the erecting of a new county, were read, and referred to Mr Brayton, Mr. M'Clelland, Mr. Coryell, Mr. Breeſe and Mr. Metcalfe.

A petition of Jacob Lampman, Samuel Burns and Chriſtopher Hall, relative to bal ances due them for their ſervices during the late war, as ſoldiers in the regiment of mi litia commanded by Col. Henry K. Van Renſſelaer, was read, and referred to Mr. Lit tle, Mr. Vandevoort and Mr. Cade.

A petition of Matthew Dubois, praying compenſation for his ſervices as aſſiſtant ſtate agent, with ſundry papers accompanying the ſame, were read, and referred to Mr. DeWitt, Mr. John Carpenter and Mr. Eaker.

A petition of William Telford and Samuel Wood, relative to a title of a lot of land in the county of Onondaga, was read, and referred to Mr. Miller, Mr. Maſon and Mr. Grey.

The bill, entitled "An act *concerning writs of error*," was read the ſecond time, and committed to a committee of the whole Houſe.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the repreſentatives of the late Joſeph Crane, deceaſed*," reported

that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for recording of deaths and births by the clerks of towns and clerks of cities within this ſtate*," reported, that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again. Thereupon,

Ordered, That the committee of the whole be diſcharged from the further conſideration of the ſaid bill, and that the ſame be committed to a ſelect committee, and that Mr. Blanchard, Mr. D. Ten Broeck and Mr. Foote, be of the ſaid committee.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *concerning writs of error*," reported, that the committee had gone through the ſaid bill, and made an amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendment in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the amendment be engroſſed.

Reſolved (if the Hon. the Senate concur herein) That a joint committee be appointed to take into conſideration the meſſage from his Excellency the Governor to this Houſe, on the 7th inſt. covering a communication from the Repreſentatives of this ſtate in Congreſs; and in caſe of ſuch concurrence, that Mr. Kent, Mr. Ryerſs, Mr. Maſon, Mr. Blanchard and Mr. Comſtock be of the ſaid committee, on the part of this Houſe.

Ordered, That Mr. Bird and Mr. Blanch deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *concerning writs of error*," with the engroſſed amendment, was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Bill and Mr. Bird deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendment therewith delivered.

Mr. Maſon, purſuant to notice by him for that purpoſe heretofore given, moved for leave to bring in a bill, for the further amendment of the act, entitled "An act *for the encouragement of ſchools*."

Ordered, That leave be given accordingly.

Mr. Maſon, according to leave, brought in the ſaid bill, entitled "An act *for the further amendment of the act, entitled "An act for the encouragement of ſchools*," which was read the firſt time, and ordered a ſecond reading.

Ordered, That Mr. Wheeler be added to the committee, to whom was referred that part of his Excellency the Governor's ſpeech, which relates to the French refugees from St. Domingo, and other perſons coming from abroad, who are or may become chargeable.

Mr. Comſtock made a motion, that the Houſe would agree to a reſolution in the words following, viz.

Reſolved, That the ſeveral Printers in this city be admitted into the aſſembly chamber, in the forenoon of each day, during the preſent ſeſſion, between the hours of and for the purpoſe of copying the Journals of the precedings of this Houſe for publication, and that the Clerk be directed to furniſh them with the Journals.

That debates were had thereon, and the queſtion being put, whether the Houſe did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Coryell	Mr Leland	Mr Savage
Mr J. Barker	Mr Crane	Mr Little	Mr Schuyler
Mr Bill	Mr Crawford	Mr Maſon	Mr Sears
Mr Blanch	Mr Duane	Mr Metcalfe	Mr Joſhua Smith
Mr Blanchard	Mr Eaker	Mr Miller	Mr John Smith.
Mr Bleecker	Mr Foote	Mr M'Kinſtry	Mr Jacob Smith
Mr Bockee	Mr Fort	Mr M'Kown	Mr A. Ten Broeck
Mr Brayton	Mr Grey	Mr M'Niel	Mr D. Ten Broeck
Mr Breeſe	Mr Griſwold	Mr Moffatt	Mr Tylee
Mr Brett	Mr Halſey	Mr Morſe	Mr Tyler
Mr Brown	Mr Hauſbrook	Mr Naſh	Mr Van Eps
Mr Bruyn	Mr Henry	Mr Ogden	Mr S. Veeder
Mr Burr	Mr Hogeboom	Mr Oliver	Mr Wendell
Mr Cade	Mr Holcomb	Mr Pearce	Mr Wheeler
Mr Campbell	Mr Hyde	Mr Pearſall	Mr White
Mr John Carpenter	Mr Kent	Mr Poſt	Mr Will
Mr Joſeph Carpenter	Mr Kiſſam	Mr Prince	Mr Wood
Mr Chipman	Mr Lamb	Mr Rice	Mr Youngs 75
Mr Conyne	Mr Lanſing	Mr Ryerſs	

For the Affirmative.

Mr Baldwin	Mr DeWitt	Mr M'Clelland	Mr Voſburgh
Mr Comſtock	Mr Landon	Mr Taylor	Mr Warner
Mr Cooley	Mr Marvin	Mr P. Veeder	

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock A. M. January 10th, 1797.

The act, entitled "An act *for the further amendment of the act, entitled "An act for the encouragement of ſchools,"* was read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Elias Willard, of the town of Stillwater, in the county of Saratoga, praying a grant of bounty lands, for his ſervices during the late war, as a ſurgeon, was read, and referred to Mr. Vandevoort, Mr. Marvin and Mr. Oliver.

The order of the day, for the nomination and appointment of a Council of Appointment, being read, the Houſe proceeded accordingly; and each Member preſent, nominated four Senators, in the manner following, viz.

	Leonard Gansevoort	Peter Silvester	Thomas Morris	Andrew Onderdonk	Ambrose Spencer	Joseph White	Ezra L'Hommedieu
Mr Baldwin							
Mr S. A. Barker	do			do	1	1	
Mr J. Barker	do	do	do	do			
Mr Benton	do			do	do	do	
Mr Bill	do			do	do	do	
Mr Bird	do	do	do	do			
Mr Blanch	do	do	do	do			
Mr Blanchard	do			do	do	do	
Mr Bleecker	do	do	do	do			
Mr Bockee	do		do	do	do		
Mr Brayton	do			do	do	do	
Mr Breese	do	do	do	do			
Mr Brett	do			do	do	do	
Mr Brown	do	do	do	do			
Mr Bruyn	do	do	do	do			
Mr Burr	do			do	do	do	
Mr Cade	do		do	do	do		
Mr Campbell	do			do	do	do	
Mr John Carpenter	do			do	do	do	
Mr Joseph Carpenter	do	do	do	do			
Mr Chipman	do	do	do	do			
Mr Clark	do	do	do	do			
Mr Comstock	do	do	do	do			
Mr Conyne	do			do	do	do	
Mr Cooley	do	do	do				
Mr Cornwall	do	do	do	do			
Mr Coryell	do	do	do	do			
Mr Crane	do			do	do	do	
Mr Crawford	do	do		do	do		
Mr DeWitt	do	do	do	do			
Mr Duane	do		do	do	do		
Mr Eaker	do			do	do	do	
Mr Foote	do		do	do	do		
Mr Fort	do			do	do	do	
Mr Grey	do			do	do	do	
Mr Griswold	do			do	do	do	
Mr Halsey	do	do	do	do			
Mr Hausbrook	do	do	do	do			
Mr Henry	do			do	do	do	
Mr Hogeboom	do			do	do	do	
Mr Holcomb	do			do	do	do	
Mr Hyde	do		do	do	do		
Mr Kent	do	do	do	do			
Mr Kissam	do	do	do	do			
Mr Lamb	do	do	do	do			
Mr Landon	do	do	do	do			
Mr Lansing	do	do	do	do			
Mr Leland	do			do	do	do	
Mr Little	do		do	do	do		
Mr Marvin	do	do	do	do			
Mr Mason	do	do		do		do	
Mr Metcalfe	do		do	do	do		
Mr Miller	do	do	do	do			
Mr M'Clelland	do	do	do	do			
Mr M'Kown	do			do	do	do	
Mr M'Neil	do	do	do	do			
Mr Moffatt	do			do	do	do	
Mr Morse	do			do	do	do	
Mr Nash	do			do	do	do	
Mr Ogden	do			do	do	do	
Mr Oliver	do		do	do	do		
Mr Pearce	do			do	do	do	
Mr Pearsall	do	do	do	do			
Mr Post	do	do	do	do			
Mr Prince	do		do	do	do		
Mr Rice	do			do	do	do	
Mr Ryers	do	do	do	do			
Mr Savage	do		do	do	do		
Mr Schuyler	do			do	do	do	
Mr Sears	do			do	do		
Mr Joseph Smith	do	do	do	do			
Mr John Smith	do	do	do	do			
Mr Jacob Smith	do		do	do	do		
Mr Taylor	do	do	do	do			
Mr Teed	do	do	do	do			
Mr A. Ten Broeck	do	do	do	do			
Mr D. Ten Broeck	do			do	do	do	
Mr Thompson	do			do	do	do	
Mr Tylee	do	do	do	do			
Mr Tyler	do	do	do	do			
Mr Vandevoort	do	do	do	do			
Mr Van Eps	do		do	do	do		
Mr S. Veeder	do	do	do	do			
Mr P. Veeder	do	do		do	do		
Mr Vosburgh	do			do	do	do	
Mr Warner	do		do	do	do		
Mr Wendell	do	do		do		do	
Mr Wheeler	do			do	do	do	
Mr White	do	do	do	do			
Mr Wood	do	do	do	do			
Mr Youngs	do	do	do	do			
	91	45	57	90	47	33	1

Thereupon, on motion of Mr. Hogeboom,

Reſolved, That Ambroſe Spencer, Eſq. one of the Senators from the Middle Diſtrict of this ſtate, be and he is hereby appointed one of the Council of Appointment.

On motion of Mr. Comſtock,

Reſolved, That Andrew Onderdonk, Eſq. one of the Senators from the Southern Diſtrict of this ſtate, be and he is hereby nominated and appointed one of the Council of Appointment.

On motion of Mr. Breeſe,

Reſolved, That Thomas Morris, Eſq. one of the Senators from the Weſtern Diſtrict of this ſtate, be and he is hereby nominated and appointed one of the Council of Appointment.

On motion of Mr. D. Ten Broeck,

Reſolved, That Leonard Ganſevoort, Eſq. one of the Senators from the Eaſtern Diſtrict of this ſtate, be and he is hereby nominated and appointed one of the Council of Appointment.

On motion of Mr. Maſon,

Reſolved, That Andrew Onderdonk, Eſq. one of the Senators from the Southern Diſtrict, Ambroſe Spencer, Eſq. one of the Senators from the Middle Diſtrict, Leonard Ganſevoort, Eſq. one of the Senators from the Eaſtern Diſtrict, and Thomas Morris, Eſq. one of the Senators from the Weſtern Diſtrict, be and they are hereby nominated and appointed, according to the form and effect of the article of the conſtitution in ſuch caſe made and provided, a Council for the Appointment of all officers within this ſtate, other than thoſe who by the conſtitution are directed to be otherwiſe appointed.

Ordered, That Mr. Brett and Mr. Brown deliver a copy of the preceding reſolution, ſigned by the Speaker, to his Excellency the Governor.

Mr. M'Neil, from the committee to whom was referred the petition of the ſupervi-ſors of Herkimer county, praying that a law may be paſſed to enable them to raiſe a ſum of money to complete the gaol of the ſaid county, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame.

Ordered, That leave be given accordingly.

Mr. M'Neil, according to leave, brought in the ſaid bill, entitled "An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Bleecker, from the committee to whom was referred the petition of the ſociety of united brethren for propogating the goſpel among the heathen, praying an act for incorporating their ſaid ſociety in this ſtate, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted; that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame.

Ordered, That leave be given accordingly.

Mr. Bleecker, according to leave, brought in the ſaid bill, entitled "An act *to incorporate the ſociety of united brethren for propogating the goſpel among the heathen*," which was read the firſt time, and ordered a ſecond reading.

A petition of Benjamin Morgan and others, freeholders and inhabitants of the town of Eaſtcheſter, and a petition of Iſrael Honeywell and others, freeholders and inhabitants of the town of Weſtcheſter, relative to a new road through the ſaid towns, were read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *for the relief of Weſtcheſter*."

Whereas, James Livingſton, one of the Regents of the Univerſity of this ſtate, hath ſignified to the Legiſlature his wiſh to reſign the ſaid office, and hath prayed that the ſame may be accepted; Thereupon,

By unanimous conſent, *Reſolved* (if the Hon. the Senate concur herein) That the reſignation of the ſaid James Livingſton be accepted, and that the Senate and Aſſembly will, reſpectively, to-morrow, at 12 o'clock, proceed to the nomination of a Regent of the Univerſity, in the place of the ſaid James Livingſton.

Ordered, That Mr. Blanch and Mr. Blanchard deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

A petition of Charles M'Niel, praying that he may be enabled by law, to purchaſe and hold real eſtate within this ſtate, was read, and referred to the committee of the

whole Houſe, when on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtate within this ſtate.*"

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *providing for the appointment of an aſſociate judge of the courts of common pleas in each diſtrict of this ſtate,*" reported, that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again—and that it be the order of the day on Thurſday next.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for the further amendment of the act, entitled "An act for the encouragement of ſchools,*" reported, that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock A. M. 11th January, 1797.

The bill, entitled "An act *to incorporate the ſociety of united brethren for propogating the goſpel,*" was read the ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled "An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer,*" was read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Jacob Snyder, of the city of New-York, ſtating that he was on Governor's Iſland, rendering his voluntary ſervices to the public in the works erecting at that place, when by accident he had his leg and thigh broke in ſuch a manner, as that he will not probably hereafter be able to gain a livelihood, praying that the Legiſlature will grant him relief, was read, and referred to Mr. Hale, Mr. Hyde and Mr. Tyler.

A petition of John B. Berry and others, inhabitants of the town of Hamilton, in the county of Herkimer, praying that they may be incorporated by the name of "Hamilton library company," was read, and referred to Mr. M'Neil, Mr. Fort and Mr. Clark.

A petition of Benjamin Pelton, on behalf of himſelf and brothers, relative to a farm purchaſed by them of the commiſſioners of forfeitures for the Middle Diſtrict, and which became forfeited to the people of this ſtate by the attainder of Malcom Morriſon, was read, and referred to Mr. Verplanck, Mr. Prince and Mr. Crawford.

A petition of the ſachems, chiefs and warriors of the Onondaga nation of Indians, reſiding in this ſtate, praying that the Legiſlature will confirm a grant made by them to Patrick Campbell, two tracts of land in their reſervation, containing each one mile ſquare, was read, and referred to Mr. Tyler, Mr. Breeſe and Mr. Eaker.

A petition of Joſeph Culver and others, inhabitants of the town of Suffrage, in the county of Otſego, relative to the law for the encouragement of ſchools, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *for the further amendment of the act, entitled "An act for the encouragement of ſchools.*"

A petiton of James Dunlap, late a ſoldier in Col. Lamb's regiment, praying a grant of bounty lands for his ſervices during the late war, was read, and referred to Mr. Little, Mr. Platt and Mr. Hauſbrook.

A petition of Mary Moore, a widow, reſiding in the town of Suffrage, in the county of Otſego, ſtating that ſhe was taken priſoner by the Indians, in the year 1778, together with three of her daughters, and carried by them to Niagara, and from thence to Montreal, and that ſhe was put to great expence in returning home, praying relief in the premiſes, was read, and referred to Mr. Brown, Mr. Brett and Mr. Taylor.

A petition of Thomas Champlin, late a private in Col. Graham's regiment, praying compenſation for his ſervices during the late war, was read, and referred to Mr. Cornwall, Mr. S. Veeder and Mr. Crane.

Mr. Breeſe, from the committee of the whole Houſe, on the bill, entitled "An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer,*" reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the bill and amendments be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Clark and Mr. Coe, was read, that the Senate have concurred in the reſolution of this Houſe, as enterred on the Journals the 10th inſtant, relative to the appointment of a Regent of the Univerſity, in the place of James Livingſton.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, That the Senate have paſſed the bill, entilted "An act *for the ſupport of the St. Domingo French refugees in the city of New-York*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *concerning the ſupreme court*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled "An act *concerning the aſſeſſment of damages in certain caſes in courts of law*;" and alſo in the amendments of this Houſe to the bill, entitled "An act *concerning writs of error*," and that the ſaid bills are amended accordingly.

Ordered, That Mr. Blanchard and Mr. Bockee return the bills to the Hon. the Senate.

Purſuant to the concurrent reſolutions of both Houſes of the Legiſlature, the Houſe proceeded openly to nominate a perſon to be a Regent of the Univerſity of this ſtate, in the room of James Livingſton, Eſquire, who has reſigned his ſeat at the board of Regents, and the Members preſent ſeverally nominated as follows, viz.

	Moſs Kent	Abraham Van Vechten	Charles Williamſon
Mr Baldwin	1		
Mr S. A. Barker		1	
Mr J. Barker		do	
Mr Benton		do	
Mr Bill		do	
Mr Blanch		do	
Mr Blanchard		do	
Mr Brayton		do	
Mr Breeſe		do	
Mr Brett		do	
Mr Brown			1
Mr Bruyn		do	
Mr Burr		do	
Mr Cade		do	
Mr Campbell		do	
Mr John Carpenter		do	
Mr Joſeph Carpenter		do	
Mr Chipman		do	
Mr Clark		do	
Mr Comſtock			do
Mr Conyne		do	
Mr Cooley		do	
Mr Cornwall		do	
Mr Coryell		do	
Mr Crane		do	
Mr Crawford		do	
Mr DeWitt		do	
Mr Duane		do	
Mr Eaker		do	
Mr Foote		do	
Mr Fort		do	
Mr Grey		do	
Mr Griſwold		do	
Mr Hale		do	
Mr Halſey		do	
Mr Hausbrook		do	
Mr Henry		do	
Mr Hogeboom		do	
Mr Holcomb		do	
Mr Hyde		do	
Mr Kent		do	
Mr Kiſsam		do	
Mr Lamb		do	
Mr Landon		do	
Mr Lanſing		do	
Mr Leland		do	
Mr Little		do	
Mr Marvin		do	
Mr Maſon		do	
Mr Metcalfe		do	
Mr Miller		do	
Mr M'Clelland		do	
Mr M'Kinſtry		do	
Mr M'Kown		do	
Mr M'Neil		do	
Mr Nash		do	
Mr Ogden		do	
Mr Oliver		do	
Mr Pearce		do	
Mr Pearſall		do	
Mr Platt		do	
Mr Poſt		do	
Mr Rice		do	
Mr Ryerſs		do	
Mr Savage		do	
Mr Schuyler		do	
Mr Sears		do	
Mr Joſeph Smith		do	
Mr John Smith		do	
Mr Jacob Smith		do	
Mr Taylor		do	
Mr Teed		do	
Mr A. Ten Broeck		do	
Mr D. Ten Broeck		do	
Mr Thompſon		do	
Mr Tylee		do	
Mr Tyler		do	
Mr Vandevoort		do	
Mr Van Eps		do	
Mr S. Veeder		do	
Mr P. Veeder		do	
Mr Verplanck		do	
Mr Vosburgh		do	
Mr Warner		do	
Mr Wendell		do	
Mr Wheeler		do	
Mr White		do	
Mr Wood		do	do

Thereupon, on motion of Mr. D. Ten Broeck,

Reſolved, That Abraham Van Vechten, Eſquire be, and he is hereby nominated by this Houſe, a Regent of the Univerſity, in the room of James Livingſton, Eſquire, who has reſigned his ſeat at the Board of Regents.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Coe and Mr. Dietz, was read, and is in the words following, viz.

Reſolved, That the Senate will immediately meet the Hon. the Aſſembly, at ſuch place as they ſhall appoint, to compare their nomination of a Regent of the Univerſity of this ſtate, in the place of James Livingſton, Eſquire, who has reſigned.

Reſolved, That this Houſe will immediately meet the Hon. the Senate, in the aſſembly chamber, to compare their nomination of a Regent of the Univerſity of this ſtate, in the place of James Livingſton, Eſquire, who has reſigned.

Ordered, That Mr. Bockee and Mr. Brayton deliver a copy of the preceding reſolution to the Hon. the Senate.

The Hon. the Senate accordingly attended in the aſſembly chamber, to compare the nomination as aforeſaid, and the ſame being compared, it appeared that Abraham Van Vechten was nominated by both Houſes. Thereupon,

Reſolved, That *Abraham Van Vechten*, Eſquire, be, and he is hereby duly nominated and appointed a Regent of the Univerſity, in the place of James Livingſton, who has reſigned his ſeat at the Board of Regents.

Mr. Kent moved for leave to bring in a bill, relative to the principal of the public ſtock of this ſtate.

By unanimous conſent, *Ordered*, That leave be given accordingly.

Mr. Kent, according to leave, brought in the ſaid bill, entitled "An act *authoriſing the Treaſurer of this ſtate to receive the principal of the public ſtock which he may hold in truſt for this ſtate, as the ſame ſhall from time to time become due*," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee of the whole houſe; Thereupon,

The Houſe unanimouſly reſolved itſelf into a committee of the whole Houſe, on the ſaid bill; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee, reported, that the committee had gone thro' the ſaid bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the ſaid bill be engroſſed.

Ordered, That Mr. Hale be added to the committee, to whom was referred the petition of John Peter De Lancey, praying to be veſted with the title of the people of this ſtate to that part of the eſtate forfeited by the attainder of James De Lancey, which remains yet unſold.

Ordered, That Mr. Little be added to the committee, to whom was referred that part of his Excellency the Governor's ſpeech, which relates to the annual payments to be made to the Tribes of Indians who are entitled to them by contracts with this ſtate.

A memorial of Thomas Smith and Iſaac L. Kip, Clerks in Chancery of the ſtate of New-York, praying for an increaſe of the fees of the Clerks of the Court of Chancery, was read, and referred to Mr. Kent, Mr. Duane and Mr. Van Eps.

Mr. Kent from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Weſtcheſter*," reported, that the committee had made progreſs in the ſaid bill, and had directed him to move for leave to ſit again.

Ordered, That the ſaid committee have leave to ſit again.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for the further amendment of the act, entitled "An act for the encouragement of ſchools*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe was read, and is in the words following, viz.

BE it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That from and after the - day of next, it ſhall be the duty of the commiſſioners of ſchools, for the different towns of this ſtate, to divide each town for which they reſpectively ſhall be appointed commiſſioners into ſo many diſtricts and in ſuch manner as the ſaid commiſſioners ſhall think proper; and the diſtricts by the ſaid commiſſioners ſo erected, may proceed in like manner in procuring ſchoolmaſters and maintaining ſchools, as by the above recited act they were heretofore enabled and required to proceed.

That debates were had thereon, and that Mr. Speaker made a motion that the ſaid clauſe ſhould be rejected; and the queſtion being put thereon, it paſſed in the affirmative, which he was directed to report to the Houſe, and he read the report in his place and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The engroſſed bill, entitled "An act *authoriſing the Treaſurer of this ſtate to receive the principal of the public ſtock which he may hold in truſt for this ſtate, as the ſame ſhall from time to time become due*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, Mr. Brayton and Mr. Duane deliver the bill to the Hon. the Senate, and requeſt their concurrence.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock, A. M. 12th January, 1797.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Dietz and Mr. Ganſevoort, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That a joint committee of both Houſes, be appointed to prepare and bring in a bill, relative to the election of Repreſentatives in this ſtate for the Houſe of Repreſentatives in the Congreſs of the United States; and in caſe of ſuch concurrence, that Mr. Watſon, Mr. Tappen, Mr. Matthews and Mr. Ganſevoort, be of the ſaid committee, on the part of the Senate.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution, and that Mr. Kent, Mr. Holcomb, Mr. Metcalfe, Mr. Maſon and Mr. Hogeboom, be of the ſaid committee, on the part of this Houſe.

Ordered, That Mr. Breeſe and Mr. Brett deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Dietz and Mr. Ganſevoort, was read, that the Senate have paſſed the bill, entitled "An act *for introducing the dollar and its parts as the money of account in this ſtate*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

The bill, entitled "An act *for the ſupport of the St. Domingo French refugees in the city of New-York*," and the bill, entitled "An act *concerning the ſupreme court*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Joſiah Maſters and others, freeholders and inhabitants of the town of Schaghticoke, in the county of Renſſelaer, praying that the name of the ſaid town may be altered, was read, and referred to Mr. Bird, Mr. Platt and Mr. Henry.

A petition of Dan Bradley and others, ſtiling themſelves a Convention of Delegates from the ſeveral towns in the county of Onondaga, therein mentioned, praying that laws may be paſſed relative to ſundry matters of importance, ſtated in their petition as materially intereſting to the inhabitants of the ſaid county, was read, and referred to Mr. Bleecker, Mr. Bill, Mr. Bruyn, Mr. Teed, Mr. White, Mr. Benton, Mr. Wood, Mr. Halſey and Mr. Tyler.

A petition of Gerrit Staats, late a lieutenant in the third New-York regiment, praying a grant of bounty lands for his ſervices, was read, and referred to Mr. Wendell, Mr. M'Kinſtry and Mr. P. Veeder.

The Surveyor-General, to whom was referred the petition of Amos Hamlin, late a ſoldier in the New-York troops commanded by Col. Marinus Willett, ſtating that he had ſold his bounty lands when under age, praying that the ſaid lands may be reſtored to him upon his paying the amount received by him for the ſame, reported,

That having examined his files, he finds that one Aſa Hamlin was furniſhed as a recruit by the claſs of which Capt. James Spencer was the head, in Col. Van Neſs's regiment, whereby ſaid claſs obtained a right to locate three hundred and fifty acres which was transferred in legal form to ſaid Aſa Hamlin, in conſequence of which his name is among the aſſociates of James Deane, who in virtue of this and other military rights, obtained a patent for lands on the weſt ſide of Lake-Champlain, near the Canada line. The Surveyor-General does not find the name of Amos Hamlin, but ſuppoſes it poſſible that Aſa Hamlin may have been miſtaken for it. If ſo, ſatisfaction has been given by the ſtate, and the petitioner, if injured, may find a remedy in the common courſe of laws, for recovering his right from the holder of the land.

Reſolved, That this Houſe do approve of the ſaid report.

Mr. Griſwold, from the committee to whom was referred the petition of James Hull, praying compenſation for lands which he ſtates have been unjuſtly ſeized by the com-

miſſioners of forfeitures, and ſold for the uſe of the people of this ſtate, reported, that in the opinion of the committee the prayer of the petitioner ought not to be granted; which was concurred in by the Houſe.

Mr. Foote, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," which was read the firſt time, and ordered a ſecond reading.

Mr. Blanchard, from the committee conſiſting of the Members attending in this Houſe from the county of Waſhington, to whom was referred the petition of John Williams and others, inhabitants of the ſaid county, relative to the courts of common pleas and general ſeſſions of the peace of the ſaid county, reported, that in their opinion, ſo much of the prayer of the ſaid petition as reſpects the altering the place of holding the February term of the courts aforeſaid, ought to be granted; that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Blanchard brought in the ſaid bill, entitled "An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February*," which was read the firſt time, and ordered a ſecond reading.

Mr. Cornwall, from the committee to whom was referred the petition of James Deſbroſſes, ſurviving executor of Elias Deſbroſſes, late of the city of New-York, deceaſed, relative to a demand againſt the forfeited eſtate of Charles Inglis, late of the city of New-York, reported, that in the opinion of the committee the prayer of the petitioner ought to be granted; that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Cornwall brought in the ſaid bill, entitled "An act *for the relief of James Deſbroſſes, ſurviving executor of Elias Deſbroſſes, late of the city of New-York, deceaſed*," which was read the firſt time, and ordered a ſecond reading.

Purſuant to the order of the day, the Houſe reſolved itſelf into a committee of the whole Houſe, on the bill, entitled "An act *providing for the appointment of an aſſociate Judge of the courts of common pleas in each diſtrict of this ſtate*," and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee reported, that in proceeding in the ſaid bill, a motion was made, that the ſaid bill be rejected; that debates were had thereon, and the queſtion being put whether the committee did agree to the ſaid motion, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Conyne	Mr Miller	Mr Schuyler
Mr S. A. Barker	Mr Cooley	Mr M'Clelland	Mr Joſeph Smith
Mr J. Barker	Mr Crane	Mr M'Kinſtry	Mr Jac. Smith
Mr Benton	Mr Crawford	Mr M'Kown	Mr Taylor
Mr Bill	Mr Eaker	Mr M'Neil	Mr Teed
Mr Blanch	Mr Fort	Mr Morſe	Mr Thompſon
Mr Blanchard	Mr Grey	Mr Nash	Mr Tylee
Mr Bockee	Mr Halſey	Mr Ogden	Mr Tyler
Mr Brayton	Mr Henry	Mr Pearce	Mr Van Eps
Mr Brett	Mr Hogeboom	Mr Pearſall	Mr P. Veeder
Mr Cade	Mr Holcomb	Mr Platt	Mr Vosburgh
Mr Campbell	Mr Hyde	Mr Poſt	Mr Warner
Mr John Carpenter	Mr Landon	Mr Prince	Mr Wendell
Mr Joſeph Carpenter	Mr Lanſing	Mr Rice	Mr Wheeler
Mr Chipman	Mr Little	Mr Ryerſs	Mr White
Mr Clark	Mr Marvin	Mr Savage	Mr Wood 66
Mr Comſtock	Mr Maſon		

For the Negative.

Mr Bird	Mr Coryell	Mr Kent	Mr John Smith
Mr Bleecker	Mr DeWitt	Mr Kiſsam	Mr Speaker
Mr Breeſe	Mr Duane	Mr Lamb	Mr A. Ten Broeck
Mr Brown	Mr Foote	Mr Leland	Mr Vandevoort
Mr Bruyn	Mr Griſwold	Mr Mercalfe	Mr Verplanck
Mr Burr	Mr Hale	Mr Oliver	Mr Will
Mr Cornwall	Mr Hausbrok	Mr Sears	Mr Youngs 28

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe; Thereupon,

Reſolved, That the ſaid bill be and it is hereby rejected.

A meſſage from the Hon. the Senate, delivered by Mr. Ganſevoort and Mr. Gordon,

was read, that the Senate have paſſed the bill, entitled " An act *authoriſing the Treaſurer of this ſtate to receive the principal of the public ſtock which he may hold in truſt for this ſtate, as the ſame ſhall from time to time become due*," with the amendments therewith delivered.

The bill and amendments were read; one of which amendments was to the title, the altered title is, " An act *authoriſing the Treaſurer of this ſtate to receive the principal and intereſt of the public ſtock which he may hold in truſt for this ſtate, as the ſame ſhall from time to time become due*," and the amendments being read a ſecond time, were concured in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Brown and Bruyn deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the ſaid bill, and that the ſame is amended accordingly.

Mr. Kent, from the committee to whom was referred the petition of ſundry inhabitants of the town of Johnſtown and its vicinity, relative to the church and glebe in ſaid town, reported,

That the committee have conferred together on the ſubject matter referred to them, and have on the part of the ſaid petitioners been furniſhed with a variety of affidavits and other information, tending to eſtabliſh the facts ſet forth in the ſaid petition: That among other information ſo received, the committee find that on the twenty-ſeventh day of February, 1793, an act was paſſed, entitled " An act *relative to the church in Johnſtown*," by which ſaid act, all the right, title, intereſt, claim and demand of the people of this ſtate in and to the ſaid church and one acre of land in the village of Johnſtown, and alſo forty acres of land, heretofore ſet apart by the late Sir William Johnſon, for a glebe to the church aforeſaid, ſhould be, and by the ſaid act was granted to and veſted in the truſtees of the Preſbyterian congregation in the village of Johnſtown, in the town of Caughnawaga, in the county of Montgomery, and their ſucceſſors, *for and during the pleaſure of the Legiſlature*, with certain reſervations. To which ſaid act your committee beg leave to refer the Houſe. That it appears to your committee, that a final determination of the *will and pleaſure of the Legiſlature* in reſpect to the ſaid *church* and *glebe* ought to take place: that it will have a tendency to promote peace and harmony among the Epiſcopalian and Preſbyterian inhabitants now in conteſt reſpecting the ſame.

That, from thoſe and a variety of other conſiderations, the committee are of opinion and beg leave to recommend, that the petitioners be directed forthwith to cauſe a notice in writing, to be given to the truſtees of the Preſbyterian congregation aforeſaid, of their preſent application to the Legiſlature, and that the twenty-ſecond day of February next, be aſſigned to the ſaid petitioners, to be heard by their counſel at the bar of this Houſe, touching the matters in the ſaid petition ſet forth; and further, that the ſaid truſtees be alſo notified by the ſaid petitioners to appear at the bar of this Houſe on the ſaid twenty-ſecond day of February next, by their counſel, to gainſay and anſwer the claim of the ſaid petitioners, if ſo the ſaid truſtees ſhall ſee fit; in order, that a full inveſtigation of the ſeveral matters touching the ſaid *church* and *glebe* may take place, and a final determination of the will and pleaſure of the Legiſlature reſpecting the premiſes may be had—And that the contention aforeſaid be finally adjuſted: And that each of the ſaid parties furniſh the other, with true copies of all documents exhibited or to be exhibited to this Houſe, on the ſaid hearing, at leaſt ten days before the ſaid day of hearing; which was agreed to by the Houſe.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. *13th January*, 1797.

The bill, entitled " An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February;*" the bill, entitled " An act *for the relief of James Deſbroſſes, ſurviving executor of Elias Debroſſes, late of the city of New-York, deceaſed*," and the bill, entitled " An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The Surveyor-General, on the memorial of Jonathan Canfield, reported,

That Ezekiel Canfield did, in the year 1792, by virtue of a law of the ſtate, (ſeſſ. 9, ch. 58.) locate lots number eleven, ſixteen and ſeventeen in Mayfield, which he diſcovered to be forfeited by the attainder of Daniel Claus, in conſequence of which he became entitled to a grant without warrantee for the ſame, in truſt for the widow and children, &c. of the ſaid Daniel Claus; appraiſers were appointed, agreeably to ſaid

law, but one of them leaving the country and not returning till lately, the buſineſs remained unfiniſhed till the power of making the grant was repealed, which was done by an act paſſed the eleventh of April laſt, otherwiſe a title would have been given to the ſaid Ezekiel Canfield as aforeſaid, on his paying the amount of the appraiſement.

Thereupon,

Reſolved, That the ſaid report be agreed to, and that a clauſe be added to ſome proper bill, authoriſing the Surveyor-General to convey the lots in the ſaid petition named, agreeably to the act of the Legiſlature of this ſtate, paſſed the 1ſt of May, 1786, and as though the ſaid act had not been repealed; and that Mr. Metcalfe, Mr. Tyler and Mr. Kiſſam, do prepare and bring in the ſame.

A petition of John Ranſom and others, inhabitants of the town of Plattſburgh, in the county of Clinton, relative to the eſtabliſhment of a ferry at Cumberland-head, in the ſaid county, was read and referred to the committee to whom was referred the petition of Daniel Roſs and others.

A petition of James Requa, of the town of Mount Pleaſant, in the county of Weſtcheſter, relative to the title of certain lands in Phillip's manor, was read, and referred to Mr. Kent, Mr. Schuyler and Mr. Oliver.

A petition of the preſident and directors of the New-York inſurance company, in behalf of the ſtockholders of the ſaid company, praying for the reaſons therein ſtated, that the ſaid company may be incorporated, was read and referred to Mr. Little, Mr. Wood and Mr. Pearſall.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz:

Gentlemen,

I have received a letter of the 10th of this month from the Surveyor-General—as it contains repreſentations which appear to me to merit the attention of the Legiſlature, I think it my duty to lay it before you.

Albany, January 13, 1797. JOHN JAY.

Ordered, That the meſſage of his Excellency the Governor, together with the letter accompaning the ſame, be referred to the committee to whom was referred that part of his Excellency's ſpeech, which relates to the obtaining an accurate map of this ſtate.

The Hon. the Senate returned, by Mr. Gordon and Mr. Haight, the bill, entitled "An act *authoriſing the Treaſurer of this ſtate to receive the principal and intereſt of the public ſtock which he may hold in truſt for this ſtate, as the ſame may from time to time become due.*"

Ordered, That Mr. Bruyn and Mr. Burr deliver the bill to the Hon. the Council of Reviſion.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for introducing the dollar and its parts as the money of account in this ſtate;*" the bill and amendments were read, and the amendments were read a ſeccond time, one of which amendments was to the title; the altered title is, "An act *relative to the money of acccount in this ſtate.*" Thereupon,

Reſolved, That this Houſe, do concur with the Hon. the Senate in their amendments to the ſaid bill, which are deſignated for that purpoſe in the margin of the ſaid amendments, and do not concur in the other amendments.

Ordered, That Mr. Campbell and Mr. John Carpenter deliver the bill and amendments, and a copy of the preceding reſolution, to the Hon. the Senate.

A petition of John Porteous, praying a reimburſment of the money paid to the commiſſioners of forfeitures, for certain lands ſold by them as part of the forfeited eſtate of Sir John Johnſon, was read, and referred to Mr. Ogden, Mr. Moffatt and Mr. Campbell.

A petition of Mathew Daniel, branch pilot for the port of New-York, ſtating that in October 1795, he commenced building a pilot-boat, which was completed in the month of May following, and that her length exceeds the ſtandard preſcribed by a law of this ſtate, paſſed the 11th April, 1796, praying that the ſaid pilot-boat, now called the *Nimble*, may be exempted from the prohibition contained in the ſaid act, was read, and referred to the Members attending in this Houſe from the city and county of New-York.

A petition of the truſtees of Union College, in the town of Schenectady, praying for the reaſons therein ſtated, an alteration in the charter of the ſaid college, and alſo for an additional grant of money, was read, and referred to Mr. Bill, Mr. Lamb and Mr. Landon.

A petition of the ſupervifors of the county of Renſſelaer, praying that a law may be paſſed to enable them to raiſe a further ſum of money for completing the gaol in the ſaid county, was read, and referred to the Members attending in this Houſe from the county of Renſſelaer.

A petition of Stephen Randall, in behalf of himſelf and brother, praying compenſation for the ſervices of their father, Abel Randall, as a ſoldier in Col. Lewis Dubois's regiment, during the late war; and, a petition of Paul M'Fall, late a private in Col. Van Schaick's regiment, praying a grant of bounty lands for his ſervices, were ſeverally read, and referred to Mr. Ryerſs, Mr. Cooley and Mr. Pearce.

A meſſage from the Hon. the Senate, delivered by Mr. Gordon and Mr. Haight, was read, that the Senate have paſſed the bill, entitled "An act *to remove doubts concerning the courts of common pleas and general ſeſſions of the peace in the county of Onondaga*," which was read the firſt time, and ordered a ſecond reading.

Mr. Vandevoort, from the committee to whom was referred the petition of Elias Willard, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Elias Willard*," which was read a firſt time, and ordered a ſecond reading.

Mr. Duane, from the committee to whom was referred the petition of Thomas Randall, of the city of New-York, relative to a lot of ground and ſtable in the ſaid city, reported, that as a ſuit was now depending between the people of this ſtate and the petitioner, the prayer thereof ought not to be granted; which report was agreed to by the Houſe.

Mr. White, according to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for defining the limits of priſons and for the relief of perſons impriſoned for debt*," which was read the firſt time, and ordered a ſecond reading.

Mr. Griſwold, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for the apportionment of the funds for ſupport of the poor in the town of German-Flatts, in the county of Herkimer*," which was read a firſt time, and ordered a ſecond reading.

A petition of Thomas Jarvis, an alien, praying that he may be enabled to purchaſe and hold real eſtate within this ſtate, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtate within this ſtate*."

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for incorporating the ſociety of united brethren for propagating the goſpel among the heathen*," reported progreſs, and obtained leave to ſit again.

Mr. Kent, from the committee of the whole Houſe, on the bill, entitled "An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Lanſing, was read, that it does not appear improper to the Council, that the bill, entitled "An act *authoriſing the Treaſurer of this ſtate to receive the principal and intereſt of the public ſtock which he may hold in truſt for this ſtate, as the ſame ſhall from time to time become due*," ſhould become a law of this ſtate.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the repreſentatives of the late Joſeph Crane, deceaſed*, reported that the committee had gone through the bill, made amendments, added a clauſe, and altered the title, that the altered title is, "An act *for the relief of the repreſentatives of the late Joſeph Crane, deceaſed, and alſo for the relief of Jabez Johnſon*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill, amendments and clauſe in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the ſaid bill be engroſſed.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o clock, A. M. 14th January, 1797.

The bill, entitled "An act *for defining the limits of priſons, and for the relief of perſo*

impriſoned for debt ;" the bill, entitled " An act *for the relief of Elias Willard ;*" the bill, entitled " An act *for the apportionment of the funds for ſupport of the poor in the town of German-Flatts, in the county of Herkimer,*" and the bill, entitled " An act *to remove doubts concerning the courts of common pleas and general ſeſſions of the peace in the county of Onondaga,*" were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled " An act *for the relief of the repreſentatives of the late Joſeph Crane, deceaſed, and alſo for the relief of Jabez Johnſon,*" was read the third time.

Reſolved, That the bill do paſs.

The engroſſed bill, entitled " An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February,*" was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Chipman and Mr. Joſeph Carpenter deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

A petition of William Miller, of the county of Weſtcheſter, relative to a balance of money alledged by the petitioner to have been loaned by him to the convention of this ſtate, in 1776, was read, and referred to Mr. Hale, Mr. Joſhua Smith and Mr. Blanch.

A petition of Jacob Ryder, relative to a demand againſt the forfeited eſtate of John Gidney ; and a petition of John Veal, relative to a demand againſt the forfeited eſtate of Jeremiah Traviſs, were ſeverally read, and referred to Mr. Comſtock, Mr. Warner and Mr. Burr.

A petition of Anna Breadbeck, widow and relict of John Breadbeck, late of the town of Palatine, in the county of Montgomery, deceaſed, alledging that her deceaſed huſband died inteſtate, and without heirs ; praying to be veſted with the title of the people of this ſtate to the eſtate of her deceaſed huſband, with certain depoſitions accompanying the ſame, were read, and referred to Mr. Metcalfe, Mr. M'Kown and Mr. Voſburgh.

A petition of the exeeutors and heirs of John Rodman and Thomas Rodman, praying that the Legiſlature will confirm the diviſion of certain lands therein mentioned, and alſo that the ſaid executors may be authoriſed to ſell the ſaid land, was read, and referred to Mr. Kent, Mr. Baldwin and Mr. John Smith.

A petition of Elias Quereau, relative to a farm and mills in Queens county, was read, and referred to Mr. Wood, Mr. Youngs and Mr. Will,

A petition of Willett Seaman, of the city of New-York, relative to demands againſt the forfeited eſtates of Hugh Wallace and Iſaac Low, was read, and referred to the Members attending in this Houſe from the city and county of New-York.

A petition of Benjamin Vaughan, of Willſborough, in the county of Clinton, praying the excluſive right of keeping a ferry in the ſaid town, with ſundry papers accompanying the ſame, were read, and referred to Mr. Maſon, Mr. Morſe and Mr. M'Clelland.

Ordered, That Mr. Platt be added to the ſaid committee.

A petition of Mary Wooſter, widow of the late General Wooſter, praying compenſation for lands ceded by this ſtate to the ſtate of Vermont, was read, and referred to Mr. Chipman, Mr. Thompſon and Mr. Sears.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Hitchcock and Mr. Jones, was read, and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein) That the Treaſurer of this ſtate be and he is hereby authoriſed, to apply for and receive from the executors or adminiſtrators of Peter T. Curtenius, deceaſed, late Auditor of this ſtate, all the public papers of which he died poſſeſſed ; and to ſelect ſuch of the ſaid papers as the joint committee, appointed by this reſolution, may ſpecify ; and to make ſuch a diſpoſition of the papers ſo to be ſelected as the ſaid committee may direct; and in caſe of ſuch concurrence, that Mr. Schuyler, Mr. Jones and Mr. Cantine, be of the ſaid committee, on the part of the Senate.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution, and that Mr. Kent, Mr. Maſon, Mr. Ryerſs, Mr, Comſtock and Mr. Blanchard, be of the ſaid committee, on the part of this Houſe.

Ordered, That Mr. Chipman and Mr. Joſeph Carpenter deliver a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill entitled " An act *authoriſing the Treaſurer of this ſtate to receive the principal and intereſt of the public ſtock which he may hold in truſt for this ſtate, as the ſame ſhall become due*," ſhould become a law of this ſtate.

Mr. Metcalfe, from the committee to whom was referred the petition of the Supervisors of the county of Montgomery, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Metcalfe brought in the ſaid bill, entitled " An act *relative to the court houſe lo in the county of Montgomery*," which was read the firſt time, and ordered a ſecond reading

Mr. Griſwold, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled " An act *for eſtabliſhing the permanen ſeat of government*," which was read the firſt time, and ordered a ſecond reading.

Mr. Tylee, from the committee to whom was referred the petition of John Swart and William Van Olinda, and alſo the petition of Chriſtopher Peak, relative to certain confiſcated lands in the patent of Kayaderoſſeras, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpoſe, and that they had directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Tylee brought in the ſaid bill, entitled " An act *to amend an act, entitled " An act relative to certain confiſcated lands in the counties of Saratoga and Montgomery, paſſed 6th April*, 1796,-which was read the firſt time, and ordered a ſecond reading.

Mr. S. A. Barker from the committee of the whole Houſe, on the bill, entitled " An act *concerning the ſupreme court*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Mr. Bleecker, from the committee to whom was referred the petition of Dan Bradley and others, a Convention of Delegates, from the ſeveral towns in the county of Onondaga, reported,

That in the opinion of the committee, ſo much of the ſaid petition as relates to high ways, ſhould be referred to the committee on that part of his Excellency the Governor's ſpeech, reſpecting roads and bridges ; and that ſo much thereof as reſpects the ſalt ſprings, ſhould be referred to the committee on that part of his Excellency the Governor's ſpeech, which relates thereto ; which was agreed to by the Houſe.

Mr. Bleecker alſo reported, that ſo much of the ſaid petition as reſpects the adopting ſome ſpeedy and equitable mode for deciding the titles to lands in ſaid county; and that part thereof which reſpects the recognizing the block-houſe erected at Aurora, as the gaol of the ſaid county, ought to be granted ; that the committee had prepared a bill for each of the ſaid purpoſes, and had directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Bleecker brought in the ſaid bills, entitled " An act *to ſettle diſputes concerning the titles to lands in the county of Onondaga*," and " An act *relative to the gaol in the county of Onondaga*," which were ſeverally read the firſt time, and ordered a ſecond reading.

Mr. Bleecker further reported, that in the opinion of the committee, the prayer of the petitioners relative to a tax on waſte lands in the ſaid county ; that part thereof which reſpects pettit jurors, and alſo that part thereof relative to the public lots reſerved in each town for the ſupport of the goſpel and ſchools, ought not to be granted.

Reſolved, That the conſideration thereof be poſtponed.

Mr. Foote, from the committee to whom was referred the petition of John Peter De Lancey, reported, that in the opinion of the committee, the prayer of the petitioner ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Foote brought in the ſaid bill, entitled " An act *for the relief of John Peter De Lancey*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *to remove doubts concerning the courts of common pleas and general ſeſſions of the peace in the county of Onondaga*," reported progreſs, and obtained leave to ſit again.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for incorporating the ſociety of united brethren for propagating the goſpel among the heathen*," reported, that the committee had gone through the ſaid bill, made amendments and added a clauſe, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill, amendments and clauſe in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the bill, amendments and clauſe be engroſſed.

Then the Houſe adjourned until eleven o'clock on Monday morning next.

Monday, eleven o'clock A. M. 16th January, 1797.

The bill, entitled "An act *relative to the court houſe lot in the county of Montgomery*;" the bill, entitled "An act *for eſtabliſhing the permanent ſeat of government*;" the bill, entitled "An act *to amend an act, entitled "An act relative to certain confiſcated lands in the counties of Saratoga and Montgomery, paſſed 6th April*, 1796;" the bill, entitled "An act *relative to the gaol in the county of Onondaga*;" the bill, entitled "An act *for the relief of John Peter De Lancey*," and the bill, entitled "An act *to ſettle diſputes concerning titles to lands in the county of Onondaga*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of George Roſſier and John Sigiſmund Roulet, praying a law enabling them to purchaſe and hold real eſtate within this ſtate, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtates within this ſtate*."

A petition of William W. Thompſon, late ſheriff of the county of Orange, ſtating, that he was by law obliged to receive from the ſheriff and conſtables of the county of Ulſter, ſuch priſoners as were delivered him from that county, on account of the gaol of the ſaid county having been conſumed by fire, by which he was put to conſiderable expence, praying legiſlative aid, was read, and referred to Mr. Teed, Mr. Marvin and Mr. Crawford.

A petition of the truſtees of the Methodiſt Epiſcopal church in the city of New-York, in behalf of the congregation of the ſaid church, praying that the ſaid congregation may be authoriſed by law to appoint three additional truſtees for the ſaid congregation, was read, and referred to Mr. Poſt, Mr. Lanſing and Mr. Morſe.

A petition of Zebulon Townſend, relative to a demand againſt the forfeited eſtates of Beverly Robinſon and Roger Morris, was read, and referred to Mr. Cooley, Mr. Savage and Mr. Leland.

Mr. D. Ten Broeck, from the ſelect committee, to whom was referred the bill, entitled "An act *for recording of deaths and births by the clerks of towns and clerks of cities within this ſtate*," reported, that the committee had gone thro the bill, made amendments, and altered the title, "that the altered title is, "An act *for recording of deaths, births and marriages by the clerks of towns and cities within this ſtate*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read. Thereupon,

Ordered, That the conſideration of the ſaid bill be recommitted to the committee of the whole Houſe.

Then the Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid bill; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. S. A. Barker, from the ſaid committee, reported, that the firſt enacting clauſe of the ſaid bill was read, and debates had thereon, and a motion made that the ſaid bill ſhould be rejected, which was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. Jones and Mr. Mathews, was read, that the Senate have paſſed the bill, entitled "An act *for the relief of the heirs and deviſees of Andries Onderdonk, deceaſed*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time and ordered a ſecond reading.

Mr. Bird, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," which was read the firſt time, and ordered a ſecond reading.

Ordered, That the bill, entitled "An act *for incorporating the ſociety of the united brethren for propagating the goſpel among the heathen*," be recommitted to a committee of the whole Houſe. Thereupon,

The Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid bill; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee, reported, that the committee had gone through the ſaid bill, and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the bill and amendments be engroſſed.

Mr. S. A. Barker, from the committee to whom was referred the petition of Nathaniel Sackett, praying the interpoſition of the Legiſlature relative to a road from Newburgh to Cochecton on the Delaware-river, reported, that in the opinion of the committee, the completing the opening of the ſaid road, would afford the ſhorteſt communication from the middle to the weſtern parts of this ſtate, and otherwiſe be of great utility, and that it merits pecuniary aſſiſtance from the Legiſlature, that the committee have prepared a bill for that purpoſe, and directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Barker brought in the ſaid bill, entitled "An act *for laying out and completing a road from Mamakating, in Ulſter county, to Coſhecton, on Delaware-river*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *to remove doubts concerning the courts of common pleas and general ſeſſions of the peace in the county of Onondaga*," reported, that the committee had gone thro' the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill in at the table, where the ſame was again read, and agreed to by the Houſe.

The ſaid bill was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Joſeph Carpenter and Mr. Clark deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame without amendment.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Elias Willard*," reported progreſs, and obtained leave to ſit again.

Mr. Kent, from the committee of the whole Houſe, on the bill, entitled "An act *for the apportionment of the funds for the ſupport of the poor in the town of German-Flatts, in the county of Herkimer*," reported, that the committee had gone through the ſaid bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Kent, from the committee of the whole Houſe, on the bill, entitled "An act *relative to the gaol in the county of Onondaga*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock A. M. January 17th, 1797.

The bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*;" the bill, entitled "An act *for laying out and completing a road from Mamakating, in Ulſter county, to Coſhecton, on Delaware-river*," and the bill, entitled "An act *for the relief of the heirs and deviſees of Andries Onderdonk, deceaſed*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *for the apportionment of the funds for the ſupport of the poor in the town of German-Flatts, in the county of Herkimer*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Clark and Mr. Conyne deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *concerning the ſupreme court*," with the engroſſed amendments, was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Clark and Mr. Conyne deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame, with the amendments therewith delivered.

A petition of D. Gardinier and others, inhabitants of the county of Columbia, praying a repeal of part of the 7th ſection of the act, entitled "An act *for the more ſpeedy*

recovery of debts to the value of ten pounds," was read, and referred to Mr. Hogeboom, Mr. Rice and Mr. Halſey.

Mr. M'Neil, from the committee to whom was referred the petition of the "Hamilton library company," reported, that in the opinion of the committee, the preſent exiſting laws are fully adequate to anſwer all the purpoſes prayed for in ſaid petition, and that therefore further legiſlative aid appears to them unneceſſary ; which report was agreed to by the Houſe.

Mr. Maſon, from the committee to whom was referred the petitions of Daniel Roſs and others, relative to the excluſive right of eſtabliſhing ferries on Lake-Champlain, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted.

Reſolved, That the Houſe do concur with the committee in the ſaid report.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *for the releif of Elias Willard*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Mathews and Mr. J. Morris, was read, that the Senate have paſſed the bill, entitled " An act *regulating the holding of circuit courts in this ſtate*," which was read the firſt time, and ordering a ſecond reading.

Mr. Griſwold, from the committee of the whole Houſe, on the bill, entitled " An act *for the ſupport of the St. Domingo French refugees in the city of New-York*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Conyne and Mr. Cooley deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame without amendment.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *relative to the court houſe lot in the county of Montgomery*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Ordered, That it be the order of the day, on Thurſday the 26th inſt. for this Houſe to go into committee of the whole Houſe, on the bill, entitled " An act *for eſtabliſhing the permanent ſeat of government*."

Mr. Metcalfe, from the committee of the whole Houſe, on the bill, entitled " An act *to amend an act, entitled " An act relative to certain confiſcated lands in the counties of Saratoga and Montgomery, paſſed the 6th April*, 1796," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Bird, from the committee to whom was referred the petition of the inhabitants of the town of Schaghtikoke, in the county of Renſſelaer, relative to changing the name of the ſaid town, reported, that in the opinion of the committee, the prayer thereof ought to be granted ; that the committee have prepared a bill for that purpoſe, and directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Bird brought in the ſaid bill, entitled " An act *to change the name of the town of Schaghtikoke, in the county of Renſſelaer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *to ſettle diſputes concerning titles to lands in the county of Onondaga*," reported progreſs, and obtained leave to ſit again.

Mr Blanchard, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of James Deſbroſſes, ſurviving executor of Elias Desbroſſes, late of the city of New-York, deceaſed*," reported, that the committee had gone thro' the bill without amendment, which he was directed to report to the Houſe ; and he read the report in

his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Ordered, That the committee to whom was referred the petition of the pilots of the port of New-York, piloting veſſels thro' the Eaſt-river or Sound, be diſcharged from the further conſideration thereof, and that the ſame be referred to the Members attending in this Houſe from the city and county of New-York.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of certain perſons late inhabitants of the city of Savannah, in Georgia*," reported progreſs and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock A. M. 18*th January*, 1797.

The bill, entitled "An act *regulating the holding the circuit courts in this ſtate*," and the bill, entitled "An act *to change the name of the town of Schaghtikoke, in the county of Renſſelaer*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *to amend an act, entitled "An act relative to certain confiſcated lands in the counties of Saratoga and Montgomery, paſſed the 6th day of April*, 1796," was read the third time.

Reſolved, That the bill do paſs.

The engroſſed bill, entitled "An act *for the relief of James Deſbroſſes, ſurviving executor of the laſt will and teſtament of Elias Deſbroſſes, late of the city of New-York, deceaſed*," was read the third time.

Reſolved, That the bill do paſs.

The engroſſed bill, entitled "An act *for the relief of Elias Willard*," was read the third time.

Reſolved, That the bill do paſs.

The engroſſed bill, entitled "An act *relative to the court houſe lot in the county of Montgomery*," was read the third time.

Reſolved That the bill do paſs.

The engroſſed bill, entitled "An act *to incorporate the ſociety of united brethren for propagating the goſpel among the heathen*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Cooley and Mr. Cornwall deliver the five laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

A petition of Joaquim Monteiro, of the iſland of Madeira, praying that he may be enabled by law to purchaſe and hold real eſtate within this ſtate, was read, and referred to the committee of the whole Houſe, on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtate within this ſtate*."

A petition of David Croſby, in behalf of himſelf and others, relative to demands on forfeited eſtates, was read, and referred to Mr. Verplanck, Mr. Hauſbrook and Mr. Hyde.

A petition of John Bennett, praying a grant of bounty lands for the ſervices of Joſhua Bennet, deceaſed, late brother to the petitioner, was read, and referred to Mr. Maſon, Mr. Campbell and Mr. Joſhua Smith.

A petition of Henry Schoonmaker, relative to bounty lands, was read and referred to the Surveyor-General.

A petition of Nicholas Quackenboſs and others, praying a grant of money to complete the bridge lately erected acroſs the Schohary-creek, at Fort-Hunter, in the county of Montgomery, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

Mr. Metcalfe, from the committee to whom was referred the petition of Anna Breadbeck, praying to be veſted with all the right and title of the people of the ſtate of New-York, in and to all the real eſtate of her late huſband, John Breadbeck, deceaſed, brought in a report, which was read, and agreed to by the Houſe. Thereupon,

Reſolved (if the Hon. the Senate concur herein) That Anna Breadbeck have leave to preſent to either Houſe of the Legiſlature of this ſtate, on the firſt Monday after a quorum of both Houſes ſhall be formed at their next ſeſſion, a bill, containing in ſubſtance the proviſions following: That the ſaid Anna Breadbeck ſhall by ſuch bill, be veſted with all the right and title of the people of the ſtate of New-York, in and to all the real eſtate of her late huſband; but in caſe any heir or heirs of the ſaid John Breadbeck do exiſt, and who may by law be entitled to the inheritance of the ſaid real eſtate

then and in ſuch caſe, the ſaid Anna Breadbeck ſhall hold the ſame in truſt for ſuch heir or heirs; provided, the ſaid petitioner ſhall cauſe a copy of ſuch bill, and concurrent reſolution, to be publiſhed at leaſt once in every week for ſix months in the newſpaper printed by the printer of this ſtate, and alſo, in like manner in one of the newſpapers printed in the city of Albany.

Ordered, That that Mr. Cornwall and Mr. Crawford deliver a copy of the preceding reſolution to the. Hon the Senate, and requeſt their concurrence.

Mr. Kent, from the joint committee of the Senate and Aſſembly, directed to conſider of, deviſe and report the moſt eligible mode of improving the funds of this ſtate, reported, that in the opinion of the committee, a law ſhould be paſſed authoriſing the ſale of the public ſtock, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Kent brought in the ſaid bill, entitled "An act *authoriſing the ſale of the public ſtock therein mentioned*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, delivered by Mr. J. Morris and Mr. Nicoll, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled "An act *concerning the ſupreme court*," and that the ſame is amended accordingly.

Ordered, That Mr. Cooley and Mr. Cornwall return the bill to the Hon. the Senate.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for defining the limits of priſons, and for the relief of perſons impriſoned for debt*," reported progreſs, and obtained leave to ſit again.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *regulating the holding of circuit courts in this ſtate*," reported progreſs, and obtained leave to ſit again.

Mr. Cornwall, according to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *ſhortening the period of bringing in claims and proſecutions againſt forfeited eſtates*," which was read the firſt time, and ordered a ſecond reading.

Mr. Speaker laid before the Houſe, the accounts of Gerard Bancker, Eſquire, Treaſurer of this ſtate, with certain certificates of the gentlemen appointed by law to examine the ſtate of the treaſury; which account and certificates were read, and are in the words and figures following, viz.

DR. *The State of New-York in Account current with Gerard Bancker, Treaſurer*, CR.

January 10, 1797.				January 10, 1797.			
To amount of an account of payments made ſince the 31ſt day of Dec. 1795,	£214,341	13	11¼	By balance due the ſtate, on a ſettlement of my accounts, on the 31ſt day of Decemb. 1795,	£134,207	19	10¾
Balance now in the treaſury, -	21,515	0	2¼	Amount of an account of receipts into the treaſury, ſince the 31ſt day of December, 1795,	101,648	14	3
	£235,856	14	1¼		£235,856	14	1¼

New-York, January 10th, 1797.

Errors Excepted,
GERARD BANCKER, TREASURER.

WE the ſubſcribers, in purſuance of concurrent reſolutions of the Senate and Aſſembly of this ſtate, of the eighth day of March, 1793, and of an act of the Legiſlature, paſſed the 10th February, 1795, entitled "An act further to continue the treaſurer of this ſtate in office," DO hereby certify, that the accounts of Gerard Bancker, treaſurer, are regularly ſtated and balanced; and alſo, that the balance of monies, to wit, twenty-one thouſand, five hundred and fifteen pounds, and two pence, one farthing, and ſecurities and other effects belonging to the ſtate are actually in the treaſury, or depoſited as directed by law. WITNESS our hands at New-York, this 10th day of January, in the year one thouſand ſeven hundred and ninety-ſeven.—The ſecurities and effects above mentioned conſiſt of one hundred ſhares in the bank of New-York—one hundred and fifty-two ſhares in the bank of the United States—two hundred ſhares in the weſtern inland lock navigation—two hundred ſhares in the northern inland lock navigation—five hundred and ninety-one thouſand, one hundred and eighty-five dollars, and eighty-three cents of ſix per cent funded debt—ſeven hundred and forty-three thouſand, ſeven hundred and ſeventy-one dollars and fifty-ſeven cents of three per cent funded debt—and ſeven hundred and ninety-four thouſand, ſeven hun-

dred and fifty dollars, and thirty-nine cents of deferred funded debt.

(Signed) JNO. BROOME,
JON. LAWRENCE,
WM. W. GILBERT.

AN ABSTRACT of the Treaſurer's account of payments, made between the 31ſt December, 1795, and 10th January, 1797.

	£.		
Paid the Members of the Legiſlature, officers of government, &c.	40,955	9	7
For the encouragement of Schools	19,700	0	0
For State Priſon in New-York	25,000	0	0
For State Priſon in Albany	20,000	0	0
Dowers, claims, &c. on forfeited eſtates	17,850	10	2
In loan to Weſtern Inland Lock Navigation	15,000	0	0
Weſtern Inland Lock Navigation on requiſition	2,000	0	0
The New-York Hoſpital	5,000	0	0
The commiſſioners of Fortifications	8,210	5	4
Commiſſioners for procuring field Artillery, &c.	17,200	0	0
In loan to James Grier	6,000	0	0
Union College at Schenectady	4,000	0	0
Indian Commiſſioners	4,871	8	2
St. Regis Indians	1,446	13	4
Oneida, Onondaga and Cayuga Indians, their penſions	3,140	16	0
Brothertown Indians do.	864	6	4
Onondaga road Commiſſioners	1,600	0	0
To prevent the introduction of infectious diſeaſes	4,566	18	4
For a Lazaretto	1,862	10	0
Columbia College	750	0	0
The Agricultural Society	400	0	0
Jacobus Van Schoonhoven for removing a precipice	312	0	0
For repairing Government Houſe	400	0	0
For ſupporting Indians in New-York	417	13	7
For contingencies	292	2	7
Towards defending Connecticut Gore claim	300	0	0
For Certificates, &c. redeemed	1,467	1	8
For military ſervice laſt war	94	1	2
For Printing	332	19	2
For conveying money to the Indians	153	13	5
Catharine Paris, a Penſioner	30	0	0
John Swaney do.	20	0	0
Cancelled money, emitted in 1788, received in for intereſt, &c.	10,103	5	0
	£.214,341	13	11

AN ABSTRACT of the account of receipts into the Treaſury between the 31ſt December, 1795, and 10th January, 1797.

	£.		
For waſte Lands	25,818	5	
Intereſt on ſix per cent ſtock	14,311	15	1
Intereſt on three per cent ſtock	11,026	7	
Vendue duty	10,010	5	
Intereſt and part principal of money loaned in 1786	9,731	16	
Intereſt on money loaned in 1792	11,117	8	1
Two dividends on United States Bank ſtock	1,945	12	
One dividend on New-York Bank ſtock	900	0	
From commiſſioners for procuring field Artillery	15,000	0	
Col. North, one of the Commiſſioners for building Fortifications in the northern part of the ſtate	600	0	
Col. North one of the commiſſioners for roads in the northern part of the ſtate	0	15	
For arrears of ſpecie taxes	122	19	
From Jones, L'Hommedieu and Hitchcock, commiſſioners of Indian affairs	91	0	
Thomas Eddy intereſt on a Brothertown mortgage	6	0	
John Boyd, one years intereſt on £.1500 loaned him	90	0	
For debts due to forfeited eſtates	876	7	
	£.101,648	14	

Ordered, That the Printer of this ſtate be directed forthwith to print two hundred copies of the Treaſurer's accounts, for the uſe of this Houſe.

Reſolved, That the ſtanding rules of this Houſe, as to the admiſſion of perſons not Members thereof, *within the bar of the Houſe*, be and the ſame are hereby extended to the Aſſiſtant Attornies-General.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *to change the name of the town of Schaghtikoke, in the county of Renſſelaer*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the heirs and deviſees of Andries Onderdonk, deceaſed*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That Mr. Cooley and Mr. Cornwall deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame without amendment.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock A. M. 19*th January*, 1797.

The bill, entitled "An act *ſhortening the period of bringing claims and proſecutions againſt forfeited eſtates*," and the bill, entitled "An act *authoriſing the ſale of the public ſtocks therein mentioned*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

Ordered, That 108 copies of the laſt mentioned bill be printed, for the uſe of the Members of this Houſe.

A petition of Eraſtus Root and others, freeholders and inhabitants of the town of Franklin, in the county of Otſego, relative to the erecting of a new county by the name of Delaware, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeperate county*."

A petition of John Vander Speigel Scott and others, inhabitants of Catſkill landing, praying that a law may be paſſed to appoint them a fire company, by the name of the Fire Company of Catſkill landing, was read, and referred to Mr. Holcomb, Mr. Coryell and Mr. Jacob Smith.

A communication of William North, Eſq. late Speaker of the Houſe of Aſſembly, was read, and is in the words following, viz.

To the Honorable the Legiſlature of the ſtate of New-York.

The Underſigned reſpectfully reſpreſents,

That during the laſt ſeſſion, he had the honor of being Speaker of the Honorable the Houſe of Aſſembly: That on the 22d day of February, and on the 5th day of March, 1796, certain publications, under the ſignature of William Kettletas, appeared in a newſpaper printed in the city of New-York; which publications, were by the Houſe adjudged to be highly injurious to that Branch of the Legiſlature, and that the ſaid Kettletas was guilty of a miſdemeanor and contempt of the authority of the Houſe: That for this offence the ſaid Kettletas was by unanimous reſolution, committed to the jail of the city and county of New-York, on the warrant of the Speaker. That in conſequence of this commitment, the ſaid Kettletas has inſtituted a ſuit, and filed a declaration againſt the Underſigned, which ſuit is now depending in the ſupreme court of this ſtate.——Conſcious of the propriety of the act, and ſecure in the well-founded belief that the courts of juſtice, *ſhould they be cloathed with power to judge in a caſe of this high nature*, can never abet an attempt to intrench on the privileges of the Repreſentatives of the People; and that an impartial jury will not hold the man guiltleſs who by falſe ſtatements, or falſe colourings, ſhould endeavor to bring into queſtion the integrity of thoſe in whom the people do and *of right ought* to confide—the Underſigned can feel no anxiety reſpecting the event: a ſenſe of duty alone has induced this repreſentation, which is reſpectfully ſubmitted.

16th January, 1797. WILLIAM NORTH.

Mr. D. Ten Broeck gave notice, that he would to-morrow, move for a concurrent reſolution, with a recital, in the words following, viz.

Whereas it is repreſented to this Legiſlature, by a communication from William North Eſq. late Speaker of the Hon. Houſe of Aſſembly, that during the laſt ſeſſion of the Legiſlature, a certain William Kettletas, for certain offences, highly injurious to the

honor and dignity of the Hon. the Houſe of Aſſembly, of the people of the ſtate New-York, was, by unanimous reſolution of the ſaid Houſe of Aſſembly, for ſaid offences, committed to the gaol of the city and county of New-York, on the warrant of the Speaker—that in conſequence of this commitment, the ſaid Kettletas has inſtituted ſuit and filed a declaration againſt the ſaid William North, Eſq. which ſuit is now depending in the ſupreme court of this ſtate; and foraſmuch as the previleges of the Repreſentatives of the people ought to be and remain inviolate, and without encroachment, and the honor and dignity of the Houſe ſupported and maintained; Therefor

Reſolved, (if the Hon. the Senate concur herein) that the Attorney-General of the ſtate be, and he is hereby directed and required, to defend the ſaid ſuit commenced by William Kettletas againſt William North, Eſq. late Speaker of the Hon. the Houſe of Aſſembly—And that his Excellency the Governor be requeſted and he is hereby authoriſed to employ further counſel for the purpoſe aforeſaid, if in his judgment it ſhall ſeem requiſite—and that the Legiſlature will make adequate proviſion for all neceſſary expences and coſts, in the premiſſes.

A meſſage from the Hon. the Senate, delivered by Mr. Nicoll and Mr. Onderdonk was read, that the Senate have paſſed the bill, entitled "An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February*," with the amendments therewith delivered.

The Houſe proceeded to the conſideration of the ſaid amendments; the bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Weſtcheſter*," reported, that in proceeding in the ſaid bill, a motion was made, that the ſame be rejected, which was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon

Reſolved, That the ſaid bill be and it is hereby rejected.

A petition of John Cloſe and others, of the county of Satatoga, and a petition of Harmanus Van Huyſen and others, of the county of Albany, praying additions and amendments to the law "*for ſuppreſſing vice and immorality*," were ſeverally read, and referred to Mr. D. Ten Broeck, Mr. Comſtock and Mr. Joſeph Carpenter.

A memorial of Wright Poſt, profeſſor of anatomy in Columbia College, praying that the Legiſlature will allow him a ſalary to enable him to proſecute his enquiries, and enlarge the ſphere of his uſefulneſs to the medical ſtudents in ſaid college, was read, and referred to the regents of the univerſity of this ſtate.

A petition of Samuel Provoſt and others, relative to the corporation for the relief of the widows and children of clergymen in the communion of the proteſtant Epiſcopal church in America, was read, and referred to Mr. Kent, Mr. Williamſon and Mr. Conyne

A meſſage from his Excellency the Governor, delivered by his private ſecretary, was read, and is in the words following, viz.

Gentlemen,

For the information of the Legiſlature, I have the honor of laying before you, copies of certain papers on the ſubject of fortifying the harbor of New-York,

Albany, 19th January, 1797. JOHN JAY.

Ordered, That the ſaid meſſage, with the papers accompanying the ſame, be committed to a committee of the whole Houſe.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of certain perſons late inhabitants of the city of Savannah in Georgia*," reported, that after the bill had been read, the enacting clauſe thereof was again read; that debates aroſe on the ſaid clauſe, and that the queſtion having been put, whether the committee did agree to the ſame, it paſſed in the negative in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Chipman	Mr Maryin	Mr Jac. Smith	
Mr S. A. Barker	Mr Clark	Mr M'Clelland	Mr Taylor	
Mr J. Barker	Mr Comſtock	Mr M'Kown	Mr Teed	
Mr Benton	Mr Crawford	Mr Morſe	Mr Van Eps	
Mr Bird	Mr DeWitt	Mr Oliver	Mr S. Veeder	
Mr Blanch	Mr Eaker	Mr Pearce	Mr P. Veeder	
Mr Blanchard	Mr Griſwold	Mr Pearſall	Mr Vosburgh	
Mr Boekee	Mr Halſey	Mr Prince	Mr Warner	
Mr Burr	Mr Hausbrouk	Mr Savage	Mr Youngs	45
Mr Cade	Mr Hogeboom	Mr Sears		
Mr John Carpenter	Mr Landon	Mr Joshua Smith		
Mr Joſeph Carpenter	Mr Leland	Mr John Smith		

For the Affirmative.

Mr Bleecker	Mr Henry	Mr M'Neil	Mr Tylee
Mr Brayton	Mr Hyde	Mr Nash	Mr Tyler
Mr Breese	Mr Kent	Mr Ogden	Mr Verplanck
Mr Brown	Mr Kissam	Mr Platt	Mr Wendell
Mr Bruyn	Mr Lamb	Mr Post	Mr Wheeler
Mr Conyne	Mr Lansing	Mr Rice	Mr White
Mr Cornwall	Mr LeRoy	Mr Ryerss	Mr Will
MrCoryell	Mr Little	Mr Schuyler	Mr Williamson
Mr Foote	Mr Mason	Mr Speaker	Mr Wood 42
Mr Grey	Mr Metcalfe	Mr A. Ten Broeck	
Mr Hale	Mr M'Kinstry	Mr Thompson	

Which he was directed to report to the House; and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

Mr. Kent, from the committee to whom was referred the petition of James Requa, relative to the title of certain lands in Philips's manor, reported, that in the opinion of the committee, the prayer thereof ought to be granted, that the committee had prepared a bill for that purpose, and had directed him to move for leave to bring in the same; leave being given accordingly,

Mr. Kent brought in the said bill, entitled "An act *for the relief of James Requa*," which was read the first time and ordered a second reading.

Mr. Kent, from the committee to whom was referred the petition of Samuel Provost and others, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpose, and directed him to move for leave to bring in the same; leave being given accordingly,

Mr. Kent brought in the said bill, entitled "An act *relative to the corporation for the relief of the widows and children of clergymen in the communion of the protestant Episcopal church in America, and for instituting a new corporation within this state for similar purposes*," which was read the first time and ordered a second reading.

Mr. Wendell, from the committee to whom was referred the petition of Gerrit Staats, praying a grant of bounty lands for his services as a lieutenant in the late American army, reported, that in the opinion of the committee, the prayer of the petitioner ought to be ganted, that the committee had prepared a bill for that purpose, and had directed him to move for leave to bring in the same; leave being given accordingly,

Mr. Wendell brought in the said bill, entitled "An act *for the relief of Gerrit Staats*," which was read the first time, and ordered a second reading.

Then the House adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. 20th January, 1797.

The engrossed bill, entitled "An act *to change the name of the town of Schaghtikoke, in the county of Rensselaer*," was read the third time.

Resolved, That the bill do pass.

Ordered, That Mr. Foote and Mr. Hale deliver the bill to the Hon. the Senate, and request their concurrence.

The bill, entitled "An act *for the relief of James Requa*," the bill, entitled "An act *relative to the corporation for the relief of the widows and children of clergymen in the communion of the protestant Episcopal church in America, and for instituting a new corporation within this state for similar purposes*," and the bill, entitled "An act *for the relief of Gerrit Staats*," were severally read a second time, and committed to a committee of the whole House.

A petition of the mayor, Aldermen and commonalty of the city of New-York, praying a law to enable them to raise the sum of £45,000 by tax, to defray the necessary public expences arising in the said city and county the ensuing year, was read, and referred to the Members attending in this House from the city and county of New-York.

A petition of Maria Magdalina Mattice, of the county of Schohary, widow of Hendrick Mattice, whose estate was confiscated, praying dower of the estate of her said husband, was read and referred to the Assistant Attorney-General for the district comprehending the counties of Albany, Saratoga, Montgomery and Schohary.

A petition of Jacob Wolf and others, a petition of Joshua Bigelow, Jun. and others, and a petition of Benjamin Buck and others, inhabitants of the Butternutts and the Unadilla, praying for a sum of Money to repair the public road from Schohary-creek to the mouth of the Unadilla-river, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of Benjamin Abbot and others, inhabitants of the county of Columbia,

praying a grant of money to enable them to build a bridge acroſs the Kinderhook-creek, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of Charles Martin and others, freeholders and inhabitants of the town of Schenectady, praying a law prohibiting the preſent truſtees of the ſaid town from ſelling or in any way diſpoſing of the common lands of ſaid townſhips, and that the truſtees of ſaid town may in future be elected by the inhabitants, was read, and referred to the Members attending in this Houſe from the city and county of Albany.

A petition of Jaſper Parſon and Tabitha his wife, praying that the ſaid Tabitha may by law be enabled to hold real eſtate within this ſtate, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtate within this ſtate.*

A petition of John Willſon, praying a grant of bounty lands for his ſervices as a ſoldier in one of the New-York regiments during the late war, was read, and referred to Mr. A. Ten Broeck, Mr. Ogden and Mr. Bockee.

A petition of John Kennelly, adminiſtrator of Patrick Kennelly, deceaſed, late a ſoldier in Col. Moſes Hazen's regiment, praying a grant of bounty lands for the ſervices of the ſaid Patrick Kennelly during the late war, was read, and referred to Mr. A. Ten Broeck, Mr. Ogden and Mr. Bockee.

A petition of Cornelius Wendell and others, and a petition of Alexander Cowan and others, inhabitants of the county of Waſhington, praying alterations and amendments to the law, "*for ſuppreſſing vice and immorality,*" was read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of Gabriel W. Ludlow and others, executors of Martha Mortier, relative to a demand againſt the forfeited eſtate of William Bayard, was read, and referred to Mr. S. A. Barker, Mr. Hale and Mr. Prince.

Mr. Kent made a motion, that the Houſe would agree to a concurrent reſolution, in the words following, viz.

Reſolved (if the Hon. the Senate concur herein) That the Treaſurer of this ſtate be and he hereby is requeſted to pay to Lodowick Light, the ſum of to Lemuel Badger, the ſum of to Benjamin Bird, the ſum of to Orange Stoddard, the ſum of to Nathan Lane, the ſum of to Simon Buel, the ſum of to George Harper, the ſum of to Reuben Kirby, the ſum of and to Joſhua Whitney, the ſum of being at the rate of for every day they have reſpectively attended the committee of privileges and elections of this Houſe as witneſſes; and at the ſame rate for every thirty miles diſtance from their reſpective places of abode as well for coming to, as returning from the city of Albany.

By unanimous conſent, *Ordered*, That the ſaid reſolution be committed to a committee of the whole Houſe.

Then the Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid reſolution, and Mr. D. Ten Broeck, from the ſaid committee, reported, that the committee had agreed to the ſaid reſolution, and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved (if the Hon. the Senate concur herein) That the Treaſurer of this ſtate be and he hereby is requeſted to pay to Lodowick Light, the ſum of twenty dollars; to Lemuel Badger, the ſum of twenty-two dollars; to Benjamin Bird, the ſum of twenty-two dollars; to Orange Stoddard, the ſum of twenty-eight dollars; to Nathan Lane, the ſum of twenty-two dollars; to Simon Buel, the ſum of twenty-two dollars; to George Harper, the ſum of twenty-two dollars; to Reuben Kirby, the ſum of twenty dollars; and to Joſhua Whitney, the ſum of twenty-ſix dollars; being at the rate of two dollars for every day they have reſpectively attended the committee of privileges and elections of this Houſe as witneſſes; and at the ſame rate for every thirty miles diſtance from their reſpective places of abode as well for coming to, as returning from the city of Albany.

Ordered, That Mr. Crawford and Mr. DeWitt deliver a copy of the preceding reſolution to the Hon. the Senate and requeſt their concurrence.

Mr. D. Ten Broeck, according to notice by him for that purpoſe given yeſterday, made a motion, that the Houſe would agree to a reſolution with a recital, in the words following, viz.

Whereas it is repreſented to this Legiſlature, by a communication from William North, Eſq. late Speaker of the Hon. Houſe of Aſſembly, that during the laſt ſeſſion of the Legiſlature, a certain William Kettletas, for certain offences, highly injurious to the honor and dignity of the Hon. the Houſe of Aſſembly, of the people of the ſtate of New-York, was, by unanimous reſolution of the ſaid Houſe of Aſſembly, for ſaid offences, committed to the gaol of the city and county of New-York, on the warrant of the Speaker—that in conſequence of this commitment, the ſaid Kettletas has inſtituted a ſuit and filed a declaration againſt the ſaid William North, Eſq. which ſuit is now depending in the ſupreme court of this ſtate; and foraſmuch as the privileges of the Repreſentatives of the people ought to be and remain inviolate, and without encroachment, and the honor and dignity of the Houſe ſupported and maintained; Therefore,

Reſolved (if the Hon. the Senate concur herein) That the Attorney-General of this ſtate be, and he is hereby directed and required, to defend the ſaid ſuit commenced by William Kettletas againſt William North, Eſq. late Speaker of the Hon. the Houſe of Aſſembly—And that his Excellency the Governor be requeſted, and he is hereby authoriſed, to employ further counſel for the purpoſe aforeſaid, if in his judgment it ſhall ſeem requiſite—And that the Legiſlature will make adequate proviſion for all neceſſary expences and coſts in the premiſes.

Debates were had thereon, and a motion was made to ſtrike out that part of the ſaid reſolution authoriſing his Excellency the Governor to employ counſel, which was carried in the affirmative: Mr. Speaker then put the queſtion, whether the Houſe did agree to the reſolution as amended, which was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Cornwall	Mr Little	Mr Joſhua Smith
Mr S. A. Barker	Mr Coryell	Mr Marvin	Mr John Smith
Mr J. Barker	Mr Crane	Mr Maſon	Mr Jacob Smith
Mr Benton	Mr Crawford	Mr Metcalfe	Mr Taylor
Mr Bill	Mr DeWitt	Mr Miller	Mr Teed
Mr Bird	Mr Eaker	Mr M'Clelland	Mr A.Ten Broeck
Mr Blanch	Mr Foote	Mr M'Kinſtry	Mr D. Ten Broeck
Mr Blanchard	Mr Grey	Mr M'Kown	Mr Thompſon
Mr Bleecker	Mr Griſwold	Mr M'Niel	Mr Tylee
Mr Bockee	Mr Hale	Mr Morſe	Mr Tyler
Mr Brayton	Mr Halſey	Mr Naſh	Mr Van Eps
Mr Breeſe	Mr Hauſbrook	Mr Ogden	Mr P. Veeder
Mr Brown	Mr Henry	Mr Oliver	Mr Verplanck
Mr Bruyn	Mr Hogeboom	Mr Pearce	Mr Voſburgh
Mr Burr	Mr Hyde	Mr Pearſall	Mr Warner
Mr Cade	Mr Kent	Mr Platt	Mr Wendell
Mr Campbell	Mr Kiſſam	Mr Prince	Mr Wheeler
Mr John Carpenter	Mr Lamb	Mr Rice	Mr White
Mr Joſeph Carpenter	Mr Landon	Mr Ryerſs	Mr Will
Mr Chipman	Mr Lanſing	Mr Savage	Mr Williamſon
Mr Clark	Mr Leland	Mr Schuyler	Mr Wood
Mr Conyne	Mr LeRoy	Mr Sears	Mr Youngs

For the Negative.

Mr Comſtock

Thereupon,

Reſolved, (if the Hon. the Senate concur herein) That the Attorney-General of this ſtate be, and he is hereby directed and required, to defend the ſaid ſuit commenced by William Kettletas againſt William North, Eſq. late Speaker of the Hon. the Houſe of Aſſembly—and that the Legiſlature will make adequate proviſion for all neceſſary expences and coſts, in the premiſes.

Ordered, That Mr. DeWitt and Mr. Foote deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *regulating the holding of circuit courts in this ſtate*," reported, that the committee had gone through the ſaid bill and made an amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered That the amendment be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. T. Morris and Mr. Onderdonk, was read, that the Senate have concurred in the reſolution of this Houſe, as entered on the journals this day, relative to the payment of the witneſſes who attended the committee of privileges and elections.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *defining the limits of priſons, and for the relief of perſons impriſoned for debt*," reported further progreſs in the ſaid bill. Thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the ſaid bill, and that the ſame be referred to a ſelect committee, conſiſting of Mr. Metcalfe, Mr. Bird and Mr. Breeſe.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *ſhortening the period of bringing claims and proſecutions againſt forfeited eſtates*," reported, that the committee had gone through the ſaid bill and made amendments; that one of the amendments is to the title, the altered title is, " An act *limiting the period of bringing claims and proſecutions againſt forfeited eſtates*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock A. M. *21ſt January*, 1797.

The engroſſed bill, entitled " An act *limiting the period for bringing claims and proſecutions againſt forfeited eſtates*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Foote and Mr. Hale deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February*," with the engroſſed amendments, was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Foote and Mr. Hale deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the ſaid bill, and have amended the ſame accordingly.

A petition of Cornelius Humfrey and others, reſiding in the northweſt part of the town of Palatine, in the county of Montgomery, praying that they may be erected into a new town, by the name of Hebron, and the petition of Joſhua Wells and others, of Wells' ſettlement, in the county of Herkimer, praying to be annexed to the county of Montgomery, were ſeverally read, and referred to the Members attending in this Houſe from the counties of Herkimer and Montgomery.

A petition of Annanias Platt, John Platt, Moſes Beal and Jaſon Parker, praying an act granting them the excluſive privilege, for a limited time, of running ſtages to and from Albany and Schenectady, Whiteſtown and Geneva, was read, and referred to Mr. Chipman, Mr. Baldwin and Mr. Warner.

A petition of Ezekiel Scott and others, inhabitants of Brookfield and Sangerfield, in the county of Herkimer, praying for the diviſion of the ſaid towns, was read, and referred to Mr. A. Ten Broeck, Mr. M'Niel and Mr. Gray.

A petition of Ebenezer Moody and others, inhabitants of the town of Sangerfield, in the county of Herkimer, praying for a diviſion of the ſaid town, and for erecting a new town by the name of Briſtol, was read, and referred to Mr. Henry, Mr. Clark and Mr. Voſburgh.

A petition of Thomas M'Gee of the county of Waſhington, relative to a mortgage chargeable on the eſtate forfeited by Daniel Jones was read, and referred to the Aſſiſtant Attorney-General for the diſtrict comprehending the counties of Albany, Montgomery, Schohary and Saratoga.

A petition of Joſhua Wells, in behalf of himſelf and others, ſettlers along the Sacondago-branch of the Hudſon's river, praying legiſlative aid to enable them to complete a road to the ſettlement on the Black-river, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of Philip Hardenbergh and others, praying aſſiſtance from the Legiſlature for building a bridge over the Marbletown-creek, at Tangore, was read, and referred to Mr. Foote, Mr. White and Mr. Crane.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *to ſettle diſputes concerning titles to lands in the county of Onondaga*," reported further progreſs, and obtained leave to ſit again,

A meſſage from the Hon. the Senate, delivered by Mr. Ruſſell and Mr. R. Sands, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *for dividing the town of Norway, in the county of Herkimer*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read a firſt time, and ordered a ſecond reading.

Mr. Kent, from the committee of privileges and elections, to whom was referred the memorial of Benjamin Hovey, of the county of Tioga, complaining of the undue return of Caleb Hyde, Eſq. as a Member of this Houſe, reported,

That the committee have examined ſeveral witneſſes and received ſeveral affidavits in reſpect to the allegations contained in the ſaid memorial; that the ſaid Benjamin Hovey and the ſaid Caleb Hyde, reſpectively attended the committee during their inveſtigations in the premiſes, and that the following appear to be the moſt material facts and circumſtances reſulting from the evidence before them: that the votes of all the towns in the county of Tioga, taken at the laſt election for Members of this Houſe, were canvaſſed, except the votes of the town of Norwich; and that of the votes canvaſſed, Emanuel Coryell had 424, Caleb Hyde 265, and Benjamin Hovey 236. That the votes of the town of Norwich were not canvaſſed, becauſe the poll-books or liſts were not ſigned by the inſpectors of the election for that town; but that the package containing the ballots of that town were opened by certain individuals, after the canvaſſing was concluded, to ſatisfy curioſity; by which it appeared, that if the votes of Norwich had been canvaſſed, there would ſtill have been a majority of ſeven votes of the whole number of votes taken in the county, for the ſaid Caleb Hyde; that the weight of teſtimony appears to eſtabliſh to the ſatisfaction of the committee the allegation, that the poll-books or liſts of the town of Chenango, were not ſinged by the inſpectors of the election for that town—that the package containing the ballots of that town was, in other reſpects, put up and ſigned and ſealed according to law—that none of the ſuperviſors who were preſent at the canvaſs, appear to have known or diſcovered at the time, that the poll-books or liſts of the town of Chenango were not ſigned, unleſs it be George Harper, Eſquire, who attended as ſuperviſor from the town of Chenango—that the evidence of his knowledge, that they were not ſigned *at the time of the canvaſs of the votes of that town*, may perhaps admit of doubt and heſitation: but it appears, that he was informed of the fact and ſhewn one of the poll-liſts, by a perſon who did not belong to the board of ſuperviſors, after the votes of that town had been canvaſſed, and before the ſupervisors had determined on the perſons elected, or had taken the queſtion on rejecting the ballots of the town of Norwich: that the votes of the town of Chenango, which were canvaſſed, were as follows, to wit, 68 for Emanuel Coryell, 2 for Benjamin Hovey, and 77 for Caleb Hyde, and that, if the votes of that town had not been canvaſſed, Benjamin Hovey would have had 46 votes more than Caleb Hyde, of all the other votes of the ſaid county of Tioga, which were canvaſſed. The commmittee have added all the original teſtimony, from which they have adduced theſe facts, by way of ſchedule to this report; and from the importance of the caſe, they have preferred to ſubmit the reſult of the inveſtigation, and not their opinion thereon to the Houſe.

Ordered, That the ſaid report and the papers referred to in the ſame, be committed to a committee of the whole Houſe; and that it be the order of the day on Wedneſday next.

A meſſage from the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, That it does not appear improper to the Council, that the bill, entitled "An act *concerning the aſſeſſment of damages in certain caſes in courts of law*;" the bill, entitled "An act *for the ſupport of the St. Domingo French refugees, in the city of New-York*," and the bill, entitled "An act *to remove doubts concerning the courts of common pleas and general ſeſſions of the peace in the county of Onondaga*," ſhould ſeverally become laws of this ſtate.

Mr. Breeſe, from the committee of the whole Houſe, on the bill, entitled "An act *relative to the corporation for the relief of the widows and children of clergymen in the communion of the proteſtant Epiſcopal church in America, and for inſtituting a new corporation within this ſtate for ſimilar purpoſes*," reported, that the committee had gone thro' the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of James Requa*," reported, that the committee had gone through the bill, made amendments, added a clauſe, and altered the title, that the altered title is, "An act *for the relief of James Requa and Ezekiel Canfield*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Then the Houſe reſolved itſelf into a committee of the whole Houſe, on the meſſage of his Excellency the Governor, and the papers accompanying the ſame, and Mr. S. A. Barker from the ſaid committee reported, that in the opinion of the committee, the ſaid meſſage and papers ought to be referred to the committee, on that part of his Excellency's ſpeech which relates to fortifications. Thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the ſaid meſſage and papers, and that the ſame be referred to the committee on that part of his Excellency's ſpeech which relates to fortifications.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Gerrit Staats*," reported, that in proceeding in the ſaid bill, a motion was made, that the ſame be rejected, which was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Thereupon, *Reſolved*, That the ſaid bill be and it is hereby rejected.

Then the Houſe adjourned until eleven o'clock on Monday morning next.

Monday, eleven o'clock A. M. 23d January, 1797.

The engroſſed bill, entitled "An act *for the relief of James Requa and Ezekiel Canfield*," was read the third time.

Reſolved, That the bill do paſs.

The engroſſed bill, entitled An act *relative to the corporation for the relief of the widows and children of clergymen in the communion of the proteſtant Epiſcopal church, in America, and for inſtituting a new corporation within this ſtate for ſimilar purpoſes*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Hale and Mr. Halſey deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *for dividing the town of Norway, in the county of Herkimer*," was read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Robert Bowne and others, inhabitants of the city of New-York, praying a law prohibiting the erecting of any wooden buildings within certain limits in the ſaid city. was read, and referred to the Members attending in this Houſe from the city and county of New-York.

A petition of Joſeph Tunnicliff and others, inhabitants of the county of Otſego, praying a grant of money to enable them to build a bridge at or near the outlet of Lake Conyadaraga, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of John Baſſett and others, praying additions and amendments to the law "*for ſuppreſſing vice and immorality*," was read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of William Bayard, jun. of the city of New-York, merchant, praying to be veſted with the title of the people of this ſtate to that part of the eſtate forfeited by his father William Bayard, which remains unſold, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *for the relief of John Peter DeLancey*."

Mr. J. Barker, from the committee to whom was referred the petition of David Wandle, praying a grant of bounty lands for his ſervices during the late war, reported, that in the opinion of the committee, relief ſhould be granted, and that a clauſe be added to ſome proper bill for that purpoſe.

Reſolved, That the Houſe do concur with the committee in the ſaid report.

Ordered, That the ſaid committee do prepare and bring in ſuch clauſe.

Mr. Poſt, from the committee to whom was referred the petition of the conſtables of the city of New-York, praying compenſation for their attendance on the courts of oyer and terminer, &c. reported, that in their opinion, relief ſhould be granted; that the committee had prepared a bill for that purpoſe, and directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Poſt brought in the ſaid bill, entitled "An act *providing for the compenſation of conſtables*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, delivered by Mr. R. Sands and Mr. Sanger, was read, that the Senate do not concur with this Houſe in their reſolution of the 18th inſtant relative to Anna Breadbeck.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. R. Sands and Mr. Sanger, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That Anna Breadbeck have leave to preſent to either Houſe of the Legiſlature, a bill for veſting in her all the right and title of the people of this ſtate, of, in and to all the real eſtate of her late huſband, agreeably to her petition: Provided, the ſaid petitioner cauſe a copy of this reſolution and the ſubſtance of her ſaid petition, to be previouſly publiſhed weekly for ſix weeks ſucceſſively in the newſpaper printed by the Printer of this ſtate, and alſo in one of the newſpapers printed in the city of Albany; to the end, that any perſon who may conceive their intereſt affected thereby, may appear at the bar of either Houſe of the Legiſlature, and ſhew cauſe (if any they have) againſt the paſſing of ſuch bill.

Reſolved, That the Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

The Hon. the Senate returned, by Mr. R. Sands and Mr. Sanger, the bill, entitled "An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February.*"

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver the bill to the Hon. the Council of Reviſion.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

I have the honor of laying before you, a report, dated the 31ſt of laſt month, from the Commiſſioners of the Health-Office, in the city of New-York, together with an account of their expenditures.

Albany, 22*d January*, 1797. JOHN JAY.

Ordered That the ſaid meſſage, and papers accompanying the ſame, be referred to the committee on that part of his Excellency the Governor's ſpeech, which relates to the preventing the bringing in and ſpreading infectious diſeaſes within this ſtate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the ſale of the public ſtocks therein mentioned*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock A. M. 24*th January*, 1797.

The bill, entitled "An act *providing for the compenſation of conſtables*," was read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Simon Laurentius of the town of Schenectady, in the county of Albany, praying that he may be enabled by law to purchaſe and hold real eſtate within this ſtate, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtate within this ſtate.*"

A memorial of Benjamin Hovey, praying to be heard by counſel at the bar of this Houſe, on Wedneſday next, in ſupport of his memorial heretofore preſented, claiming a ſeat as a Member of this Houſe, and complaining of the undue return of Caleb Hyde, Eſq. was read. Thereupon,

Reſolved, That the prayer of the ſaid memorialiſt be granted.

A petition of John D. Van Antwerp and others, inhabitants of the town of Schenectady, relative to the title of certain lands in the ſaid town, was read, and referred to the Members attending in this Houſe from the city and county of Albany.

Ordered, That Mr. D. Ten Broeck be excuſed from being of the ſaid committee, and that Mr. Wood be added thereto, in his place.

A petition of Conrad Lepper and others, inhabitants of the town of Palatine, praying for a diviſion of the ſaid town, was read, and referred to the Members attending in this Houſe from the county of Montgomery.

A petition of Joſeph Van Nort, praying a grant of bounty lands for his ſervices as a private in Col. Dubois' regiment during the late war, was read, and referred to Mr. Schuyler, Mr. Tylee and Mr. John Carpenter.

The Aſſiſtant Attorney-General, to whom was referred the petition of Thomas M'Gee, having ſtated to the Houſe, that he is ſolicitor and counſel for the ſaid M'Gee, in the buſineſs ſtated in the petition; Thereupon,

Ordered, That the Aſſiſtant Attorney-General be diſcharged therefrom, and that the ſame be referred to Mr. D. Ten Broeck, Mr. Oliver and Mr. Lamb.

A petition of Iſaac Foote, of the county of Herkimer, praying compenſation for certain improvements made by him on a tract of land lying at a place called Tuſcaroa on the Suſquehanna-river, and which was afterwards ſold by this ſtate, was read, and referred to Mr. Griſwold, Mr. Vandevoort and Mr. Fort.

Mr. Lanſing, from the committee to whom was referred the petition of William Radcliſt, jun. and Theodorus Bailey, reported, that it appears to the committee, from an attentive peruſal of the act, entitled "An act *for the relief of Benjamin Birdſall and his aſſociates*," paſſed the 4th day of February, 1793, that it explicitly directs a diviſion of the tract of land to be granted in purſuance of it, into a number of lots, correſpondent to the number of ſhares intended to be veſted in the perſons named in that act; that it may be collected from a fair conſtruction of the act, that it was the intent of the Legiſlature to authoriſe the commiſſioners of the land-office to iſſue letters patent to each of the perſons entitled to a ſhare, and that no adequate proviſion is made for deſignating the lots to be granted to the reſpective perſons ſo entitled.

The committee are therefore of opinion, that the prayer of the petitioners ought to be granted, that they had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Lanſing brought in the ſaid bill, entitled "An act *to amend an act, entitled "An act for the relief of Benjamin Birdſall and his aſſociates*," which was read the firſt time, and ordered a ſecond reading.

This being the fourth Tueſday of January, next before the expiration of the time for which the Hon. Aaron Burr was choſen to repreſent this ſtate in the Senate of the Congreſs of the United States of America, the Houſe proceeded, agreeably to the act in ſuch caſe made and provided, paſſed the 14th January, 1793, to nominate a Senator to ſupply ſuch vacancy, and each Member preſent openly nominated a perſon, as follows, viz.

Mr Baldwin	Philip Schuyler.		Mr LeRoy	do	Philip Schuyler
Mr S. A. Barker	do		Mr Little	do	
Mr J. Barker	do		Mr Marvin	do	
Mr Benton	do		Mr Maſon	do	
Mr Bill	do		Mr Metcalfe	do	
Mr Blanch	do		Mr M'Clelland	do	
Mr Blanchard	do		Mr M'Kinſtry	do	
Mr Bleecker	do		Mr M'Kown	do	
Mr Bockee	do		Mr M'Neil	do	
Mr Brayton	do		Mr Morſe	do	
Mr Breeſe	do		Mr Nash	do	
Mr Brown	do		Mr Ogden	do	
Mr Bruyn	do		Mr Oliver	do	
Mr Burr	do		Mr Pearce	do	
Mr Cade	do		Mr Pearſall	do	
Mr Campbell	do		Mr Platt	do	
Mr John Carpenter	do		Mr Poſt	do	
Mr Chipman	do		Mr Prince	do	
Mr Clark	do		Mr Ryerſs	do	
Mr Comſtock	do		Mr Schuyler	do	
Mr Conyne	do		Mr Sears	do	
Mr Cooley	do		Mr Joſeph Smith		James Kent.
Mr Cornwall	do		Mr John Smith	do	
Mr Coryell	do		Mr Jacob Smith	do	
Mr Crane	do		Mr Taylor	do	
Mr Davis	do		Mr A. Ten Broeck	do	
Mr Eaker	do		Mr D. Ten Broeck	do	
Mr Foote	do		Mr Thompſon	do	
Mr Fort	do		Mr Tylee	do	
Mr Grey	do		Mr Tyler	do	
Mr Gettman	do		Mr Vandevoort	do	
Mr Griſwold	do		Mr Van Eps	do	
Mr Hale	do		Mr S. Veeder	do	
Mr Halſey	do		Mr P. Veeder	do	
Mr Henry	do		Mr Verplanck	do	
Mr Hogeboom	do		Mr Warner	do	
Mr Hyde	do		Mr Wendell	do	
Mr Kent	do		Mr Wheeler	do	
Mr Kiſsam	do		Mr White	do	
Mr Lamb	do		Mr Will	do	
Mr Landon	do		Mr Williamſon	do	
Mr Lanſing	do		Mr Wood	do	
Mr Leland	do		Mr Youngs	do	

Thereupon,

Reſolved, That Philip Schuyler, Eſquire, be and he is hereby nominated by this Houſe, a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America.

Reſolved, That the Houſe will meet the Hon. the Senate, at ſuch place as they ſhall appoint, to compare the nomination of a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America.

Ordered, That Mr. Gettman and Mr. Griſwold deliver a copy of the preceding reſolution to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Sanger and Mr. Savage, was read, that the Senate do *not* concur with this Houſe in their reſolution, as entered on the Journals of the 20th inſt. directing the Attorney-General to defend the ſuit inſtituted againſt William North, Eſquire, late Speaker of the Houſe of Aſſembly, by William Kettletas.

Copies of three reſolutions of the Hon. the Senate, alſo delivered by Mr. Sanger and Mr. Savage, were read, and are in the words following, viz.

Reſolved, as the opinion of this Senate, That each Branch of the Legiſlature have a right, and ought (excluſively of the other) to exerciſe its diſcretion in every matter which relates to its privileges, as the Repreſentatives of the people.

Reſolved, if the Hon. the Aſſembly ſhall direct any ſuit to be inſtituted or defended, for the preſervation of its privileges at the expence of this ſtate, that this Senate will cheerfully concur with that Hon. Houſe, in making proviſion to defray the charges ariſing on ſuch ſuit or defence.

Reſolved, That theſe reſolutions be communicated to the Hon. the Aſſembly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Sanger and Mr. Savage, was read, that the Senate will immediately meet the Hon. the Aſſembly, in the aſſembly chamber, to compare their nomination of a Senator to repreſent this ſtate in the Senate of the Congreſs of the United States of America.

The Hon. the Senate accordingly attended, in the aſſembly chamber, and having withdrawn, Mr. Speaker informed the Houſe, that on comparing the reſpective nominations of the Senate and Aſſembly, they were found to agree in the name of Philip Schuyler, Eſquire. Thereupon,

Reſolved, That Philip Schuyler be, and he is hereby duly nominated and appointed a Senator, to repreſent this ſtate in the Senate of the Congreſs of the United States of America, in the place of Aaron Burr, Eſquire, whoſe ſeat will become vacant after the third day of March next.

Reſolved, That the Secretary of this ſtate be directed to deliver to the Clerk of this Houſe, or to his order, ſix copies of the laws and journals of the laſt ſeſſion of the Legiſlature, for the uſe of this Houſe.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled "An act *to ſettle diſputes concerning titles of lands in the county of Onondaga*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock A. M. *25th January*, 1797.

The bill, entitled "An act *to amend an act, entitled "An act for the relief of Benjamin Birdſall and his aſſociates*," was read a ſecond time, and committed to a committee of the whole Houſe.

A petition of William Mead, praying a grant of bounty lands for his ſervices as a ſurgeon in one of the New-York regiments during the late war, was read, and referred to Mr. M'Clelland, Mr. Davis and Mr. M'Kown.

A petition of David M'Farland and others, praying additions and amendments to the law, "*for ſuppreſſing vice and immorality*," was read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of Jacob Bogardus and others, inhabitants of Catſkill landing, praying a grant of money, to enable them to build a bridge over the Catſkill, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of Mary Black, widow of James Black, praying compenſation for a balance of money due to her ſaid late huſband, for his ſervices as a Clothier, was read, and referred to Mr. Will, Mr. Cornwall and Mr. S. Veeder.

A petition of Thomas Lenington, praying a grant of bounty lands for his ſervices dur-

ing the late war, was read, and referred to Mr. Will, Mr. Cornwall and Mr. S. Veeder

A petition of Johnſon Bingham, relative to two lots of land purchaſed by him of the Surveyor-General, and for which he paid part of the purchaſe money, was read, and referred to Mr. Chipman, Mr. Naſh and Mr. Tyler.

A petition of Sluman Wattles and others, inhabitants of the town of Franklin, in the county of Otſego, praying for a diviſion of the ſaid town, was read, and referred to Mr. Henry, Mr. Voſburgh and Mr. Clark.

A petition of Thomas Caſety and others, inhabitants of a tract of land called New Peterſburgh, in the county of Herkimer, praying to be erected into a new town, by the name of Auguſta, was read, and referred to the Members attending in this Houſe from the county of Herkimer.

Mr. Oliver, from the committee to whom was referred that part of his Excellency the Governor's ſpeech, which relates to the law for the preventing the bringing and ſpreading of infectious diſeaſes in this ſtate, reported, that the committee have prepared a bill, and have directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Oliver brought in the ſaid bill, entitled "An act *to amend the act, entitled "An act to prevent the bringing in and ſpeading of infectious diſeaſes within this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *to anthoriſe the treaſurer of this ſtate to ſubſcribe to the bank of Albany*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *providing for the compenſation of conſtables*," reported progreſs, and obtained leave to ſit again.

The order of the day was read, that Benjamin Hovey be heard by his counſel at the bar of this Houſe, on the report of the committee of privileges and elections, on the memorial of the ſaid Benjamin Hovey, relative to the undue return of Caleb Hyde, Eſquire, as a Member of this Houſe, from the county of Tioga.

The ſaid report, as inſerted in the Journal of this Houſe on the 21ſt inſtant, together with the depoſitions referred to in the ſame, were read, and Abraham Van Vechten and Ambroſe Spencer, Eſquires, of counſel for the memorialiſt, were heard at the bar of the Houſe.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the ſaid report; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. D. Ten Broeck, from the ſaid committee, reported, that after debates were had in the committee on the ſaid report, Mr. Kent made a motion, that the committee ſhould agree to a reſolution, in the words following, viz.

Reſolved, As the opinion of this committee, that Caleb Hyde, Eſquire, is duly elected in the county of Tioga, a Repreſentative in the preſent Aſſembly. That the queſtion having been put, whether the committee did agree to the ſaid reſolution, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr S. A. Barker	Mr Cooley	Mr Lanſing	Mr Joshua Smith
Mr J. Barker	Mr Cornwall	Mr LeRoy	Mr Jac. Smith
Mr Benton	Mr Coryell	Mr Little	Mr Speaker
Mr Bill	Mr Crane	Mr Marvin	Mr Teed
Mr Bird	Mr Crawford	Mr Maſon	Mr A. Ten Broeck
Mr Blanch	Mr Davis	Mr Miller	Mr Thompſon
Mr Blanchard	Mr Eaker	Mr M'Clelland	Mr Tylee
Mr Bleecker	Mr Foote	Mr M'Kinſtry	Mr Tyler
Mr Bockee	Mr Fort	Mr M'Kown	Mr Vandevoort
Mr Brayton	Mr Grey	Mr M'Neil	Mr Van Eps
Mr Breeſe	Mr Gettman	Mr Morſe	Mr Verplanck
Mr Brett	Mr Griſwold	Mr Nash	Mr Vosburgh
Mr Brown	Mr Hale	Mr Oliver	Mr Warner
Mr Burt	Mr Halſey	Mr Pearce	Mr Wendell
Mr Cade	Mr Henry	Mr Pearſall	Mr Wheeler
Mr Campbell	Mr Hogeboom	Mr Platt	Mr White
Mr John Carpenter	Mr Holcomb	Mr Prince	Mr Will
Mr Joſeph Carpenter	Mr Kent	Mr Rice	Mr Williamſon
Mr Chipman	Mr Kiſſam	Mr Ryerſs	Mr Wood
Mr Conyne	Mr Lamb	Mr Savage	Mr Youngs 80.

For the Negative.

Mr Baldwin	Mr Leland	Mr Poſt	Mr Taylor
Mr Clark	Mr Metcalfe	Mr Schuyler	Mr S. Veeder
Mr Comſtock	Mr Ogden	Mr John Smith	Mr P. Veeder 13
Mr Landon			

Mr. Ten Broeck further reported, that the committee had alſo agreed to a reſolution with a recital thereto, in the words following, viz. Whereas there is reaſon to preſume, from the evidence before the committee, that George Harper, ſupervifor of the town of Chenango, in the county of Tioga, conducted himſelf partially and unduly as one of the canvaſſers of the votes taken at the laſt election, in the ſaid county of Tioga, for Members of this Houſe. Therefore,

Reſolved, As the ſenſe of this committee, that his Excellency the Governor be and he is hereby requeſted, to direct the Attorney for the diſtrict of which the ſaid county of Tioga is a part, to cauſe a proſecution to be inſtituted, if one is not already inſtituted, againſt the ſaid George Harper, reſpecting his conduct in the premiſes. Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Thereupon,

Reſolved, That Caleb Hyde, Eſq. is duly elected, in the county of Tioga, a Repreſentative in the preſent Aſſembly.

Whereas there is reaſon to preſume, from the evidence before this Houſe, that George Harper, ſupervifor of the town of Chenango, in the county of Tioga, conducted himſelf partially and unduly as one of the canvaſſars of the votes taken at the laſt election, in the ſaid county of Tioga, for Members of this Houſe. Therefore,

Reſolved, That his Excellency the Governor be and he is hereby requeſted, to direct the Attorney for the diſtrict of which the ſaid county of Tioga is a part, to cauſe a proſecution to be inſtituted, if one is not already inſtituted, againſt the ſaid George Harper, reſpecting his conduct in the premiſes.

Ordered, That Mr. Kiſſam and Mr. Lamb deliver a copy of the preceding reſolution, ſigned by the Speaker, to his Excellency the Governor.

Mr. Bird, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *to regulate ferries within this ſtate*," which was read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Mayor, Aldermen and Commonalty, of the city of Albany, communicated to this Houſe by the Mayor, was read, and is in the words following, viz.

At a common council, held at the city-hall of the city of Albany, on the 25th day of January, one thouſand ſeven hundred and ninety-ſeven.

Whereas there is a bill before the Hon. the Legiſlature of the ſtate of New-York, for fixing the permanent ſeat of government in the city of Albany; Be it therefore reſolved, that this board will convey to the people of the ſtate of New-York ſo much ground, out of any of the vacant lands of this board, as ſhall be thought neceſſary for the purpoſe of erecting the requiſite public buildings, and that the Mayor communicate a copy of this reſolution to the Hon. the Legiſlature.

A true copy, R. LUSH, Clk.

A meſſage from the Hon. the Senate, delivered by Mr. Savage and Mr. Strong, was read, that the Senate have paſſed the bill, entitled "An act *concerning the recovery of debts and demands to the value of ten pounds in the city of New-York*," to which they requeſt the concurrence of this Houſe. The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *concerning the ſupreme court*," ſhould become a law of this ſtate.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock A. M. *26th January*, 1797.

The bill, entitled "An act *to regulate ferries within this ſtate*;" the bill, entitled "An act *to authoriſe the treaſurer of this ſtate to ſubſcribe to the bank of Albany*;" the bill, entitled "An act *to amend the act, entitled "An act to prevent bringing in and ſpreading of infectious diſeaſes in this ſtate*;" and the bill, entitled "An act *concerning the recovery of debts and demands to the value of ten pounds in the city of New-York*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A remonſtrance of Jacob G. Klock and others, inhabitants of the town of Palatine, in the county of Montgomery, relative to the diviſion of the ſaid town, was read, and referred to the Members attending in this Houſe from the county of Montgomery.

A petition of the inhabitants of the town of Steuben, in the county of Herkimer,

praying for a diviſion of the ſaid town, and a petition Abel Kenyon and others, of the town of Mexico, in ſaid county, praying to be annexed to the town of Steuben, were ſeverally read, and referred to the Members attending in this Houſe from the county of Herkimer.

A petition of Alexander Harper and others, inhabitants of the town of Harpersfield, praying that a law may be paſſed authoriſing the overſeers of the poor of ſaid town, to pay to the Preſbyterian ſociety thereof, the ſum of £85. out of the poor money in their hands, for the purpoſe of enabling the ſaid ſociety to complete their place of public worſhip, was read, and referred to Mr. Metcalfe, Mr. Naſh and Mr. Davis.

A petition of Elizabeth Ripſom, widow and relict of Matthias Ripſom, formerly of Bauman's-creek, in the county of Montgomery, ſtating that her ſaid huſband was ſlain at the battle of Oriſka in 1777, praying ſimilar relief as has been heretofore granted to Catharine Paris, was read, and referred to Mr. Youngs, Mr. Coryell and Mr. Tyler.

A petition of John Viſcher, of the county of Albany, praying a grant of bounty lands for his ſervices as a lieutenant-colonel in the late war, was read, and referred to Mr. Little, Mr. Vandevoort and Mr. Bockee.

A petition of John Roff, of the city of Albany, praying a compenſation for the detention of his ſloop during the late war, while impreſſed for public ſervice, was read, and referred to Mr. Morton, Mr. Miller and Mr. Sears.

A petition of John Swartwout and Peter Dumont, relative to the Cayuga ſalt-ſprings, was read, and referred to Mr. Williamſon, Mr. Coryell and Mr. John Carpenter.

A petition of Giles Abernathy, late a private in Colonel Lamb's regiment of artillery, praying a grant of bounty lands for his ſervices during the late war, was read, and referred to Mr. Poſt, Mr. Conyne and Mr Burr.

A petition of Peter DeRemer and Henry Shute, relative to a tract of land called Dominis' farm, was read, and referred to the Aſſiſtant Attorney-General for the diſtrict compoſed of the counties of Albany, Schohary, Montgomery and Saratoga.

Whereas it appears by the journal of this Houſe, at the laſt ſeſſion of the Legiſlature, that William Kettletas was adjudged guilty of a miſdemeanor and contempt of the authority of the Houſe, and was for the ſaid offence, by warrant of the Speaker, iſſued by order of the Houſe, committed to the keeper of the gaol of the city and county of New-York—And whereas it is repreſented to this Houſe, by William North, Eſquire, Speaker thereof at the laſt ſeſſion of the Legiſlature, that the ſaid William Kettletas hath inſtituted a ſuit, and that the ſame is now pending in the ſupreme court of judicature againſt him, the ſaid William North, for his conduct in the premiſes, as Speaker aforeſaid—And it being eſſential to the liberties of the people, that the privileges of this Houſe ſhould be preſerved inviolate, and its conſtitutional authority and dignity uniformly ſupported. Therefore,

Reſolved, That the Attorney-General of this ſtate be, and he is hereby directed to defend the ſaid ſuit, and to ſet forth, in ſuch manner as he ſhall deem moſt adviſable, the authority by virtue of which the ſaid commitment was made, and that he communicate to this Houſe the reſult of the ſaid ſuit, and all neceſſary expences which may have been incurred in the defence of the ſame.

Ordered, That the Clerk of this Houſe tranſmit a copy of the preceding reſolution to the Attorney-General.

Mr. Little, from the committee to whom was referred the petition of the ſtockholders of the New-York inſurance company, praying an act of incorporation, reported, that in the opinion of the committee the prayer of the petitioners ought to be granted, that the committee have prepared a bill for that purpoſe, and have directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Little brought in the ſaid bill, entitled " An act *to incorporate the ſtockholders of the New-York inſurance company*," which was read the firſt time, and ordered a ſecond reading.

Purſuant to the order of the day, the Houſe reſolved itſelf into a committee of the whole Houſe, on the bill, entitled " An act *for eſtabliſhing the permanent ſeat of government* ;" and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Morton, from the ſaid committee, reported, that in proceeding in the ſaid bill, Mr. Tylee made a motion, that the ſaid bill ſhould be rejected, and that the queſtion being put, whether the committee did agree to the ſaid motion, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Conyne	Mr Lanſing	Mr Schuyler
Mr Benton	Mr Coryell	Mr Leland	Mr Taylor
Mr Bill	Mr Davis	Mr LeRoy	Mr A. Ten Broeck
Mr Bird	Mr Eaker	Mr Maſon	Mr D. Ten Broeck
Mr Blanchard	Mr Foote	Mr Metcalfe	Mr Thompſon
Mr Bockee	Mr Fort	Mr M'Clelland	Mr Tyler
Mr Brayton	Mr Grey	Mr M'Kinſtry	Mr Van Eps
Mr Brett	Mr Gettman	Mr M'Kown	Mr S. Veeder
Mr Brown	Mr Griſwold	Mr M'Niel	Mr P. Veeder
Mr Burr	Mr Halſey	Mr Morſe	Mr Voſburgh
Mr Cade	Mr Henry	Mr Naſh	Mr Warner
Mr Campbell	Mr Hochſtraſſer	Mr Ogden	Mr Wendell
Mr John Carpenter	Mr Hogeboom	Mr Platt	Mr Wheeler
Mr Chipman	Mr Holcomb	Mr Prince	Mr White
Mr Clark	Mr Hyde	Mr Rice	Mr Williamſon
Mr Comſtock	Mr Kent	Mr Savage	63

For the Affirmative.

Mr S. A. Barker	Mr Crawford	Mr Pearce	Mr Teed
Mr J. Barker	Mr Hale	Mr Pearſall	Mr Tylee
Mr Blanch	Mr Kiſſam	Mr Poſt	Mr Vandervoort
Mr Bleecker	Mr Lamb	Mr Ryerſs	Mr Verplanck
Mr Joſeph Carpenter	Mr Landon	Mr Joſhua Smith	Mr Will
Mr Cooley	Mr Little	Mr John Smith	Mr Wood
Mr Cornwall	Mr Marvin	Mr Jacob Smith	Mr Youngs
Mr Crane	Mr Oliver	Mr Speaker	31

That Mr. Kent then made a motion, that the firſt enacting clauſe of the ſaid bill ſhould be expunged, and the following ſubſtituted in its place, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That the future ſeſſions of the Legiſlature ſhall be held alternately in the cities of New-York and Albany. That debates were had thereon, and the queſtion having been put, whether the committee did agree to the motion of Mr. Kent, it paſſed in the negative.

Mr. Morton reported further progreſs, and obtained leave to ſit again.

A meſſage from the Hon. the Senate, delivered by Mr. Strong and Mr. Silveſter, was read, that the Senate have paſſed a bill, entitled "An act *more effectually to diſcover and apprehend offenders in the city of New-York*;" a bill, entitled "An act *for keeping in repair certain private roads in Orange town, in the county of Orange*," and a bill, entitled "An act *relative to the acknowledgment of deeds*," to which they requeſt the concurrence of this Houſe.

The ſaid bills were ſeverally read the firſt time, and ordered a ſecond reading.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. 27th January, 1797.

The bill, entitled "An act *to incorporate the ſtockholders of the New-York inſurance company*;" the bill, entitled "An act *more effectually to diſcover and apprehend offenders in the city of New-York*;" the bill, entitled "An act *for keeping in repair certain private roads in Orange town, in the county of Orange*," and the bill, entitled "An act *relative to the acknowledgment of deeds*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Lewis H. Vieley and others, inhabitants of the county of Waſhington and its vicinity, praying additions and amendments to the law, "*for ſuppreſſing vice and immorality*," was read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of Iſaac Hardenbergh and others, inhabitants of the northerly part of the county of Ulſter, relative to the diviſion of ſaid county, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*."

A petition of Joel Peaſe and others, inhabitants of the town of Ovid, in the county of Onondaga, relative to the public lots in ſaid town, was read, and ordered to be laid on the table.

A petition of Reuben Smith, of the townſhip of Hector, in the county of Onondaga, relative to the title of lands granted to George Nicholſon, for his ſervices during the late war, was read, and referred to Mr. A. Ten Broeck, Mr. Van Eps and Mr. Brayton.

A petition of John Swarthout and others, inhabitants reſiding between the Seneca and Cayuga lakes, praying to be erected into a new county, was read, and referred to Mr. Breeſe, Mr. White and Mr. Naſh.

A petition of John Bailey, of the city of New-York, praying for the reaſons therein mentioned, a repeal ofthat part of the enacting clauſe of the act for the relief of the petitioner, which requires him to produce to the commiſſioners of the land-office, certain deeds therein mentioned, was read, and referred to Mr. Morton, Mr. Ryerſs and Mr. Davis.

A petition of John Duſenbury, late a lieutenant in the line of this ſtate in the army of the United States, praying for an arrearage of pay, and a gratuity of bounty lands for his ſervices, was read, and referred to Mr. Coryell, Mr. Halſey and Mr. Rice.

A petition of Mary Swords, widow of Thomas Swords, late a lieutenant in the Britiſh 55th regiment of foot, praying a grant of lands in lieu of certain lands claimed by her late huſband, was read, and referred to the Surveyor-General.

A petition of Henry A. Vrooman and others, inhabitants of the county of Herkimer, praying a grant of money to enable them to make a road from the Fall-hill, weſterly along the bank of the Mohawk-river, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of James Glaſs, of the city of New-York, praying that he may be enabled by law to purchaſe and hold real eſtate within this ſtate, was read and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtates within this ſtate.*"

A petition of Rynier and Matthias Nack, relative to a claim againſt this ſtate for money improperly aſſeſſed and collected from them, on account of what was commonly called the partial tax, was read, and referred to Mr. Tylee, Mr. Landon and Mr. DeWitt.

A petition of Allen Beach and others, reſiding on the Onondaga reſervation and near the ſalt-ſprings, praying to be erected into a new town, was read, and referred to Mr. Halſey, Mr. Tyler and Mr. Brown.

A petition of Samuel Ryer, praying a reimburſment of his expences in apprehending and bringing to juſtice a certain Robert Graham, who was convicted of grand larceny in Auguſt laſt, was read, and referred to the Members attending in this Houſe from the city and county of New-York.

Mr. S. A. Barker from the committee of the whole Houſe, on the bill, entitled "An act *to amend the act, entitled "An act to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate,*" reported, that the committee had gone through the bill, made amendments, and added a clauſe, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Strong and Mr. Silveſter, was read, that the Senate have paſſed the bill, entitled "An act *for the relief of James Requa and Ezekiel Canfield,*" with the amendments therewith delivered.

The Houſe proceeded to the conſideration of the ſaid amendments; the bill and amendments were read, and the amendments were read a ſecond time. Thereupon,

Reſolved, That the Houſe do not concur with the Hon. the Senate in their firſt and ſecond amendments, and do concur in their other amendments to the ſaid bill.

Ordered, That Mr. Davis and Mr. Eaker deliver the ſaid bill, amendments, and a copy of the preceding reſolution, to the Hon. the Senate.

Ordered, That Mr. M'Kown be added to the committee to whom were referred the ſeveral petitions of Douw Fonda and Silas Wood.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Chief Juſtice Yates, was read, that it does not appear improper to the Council, that the bill, entitled "An act *relative to the money of account in this ſtate,*" ſhould become a law of this ſtate.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *providing compenſation for conſtables,*" reported, that the committee had gone through the bill, made amendments, added a clauſe, and altered the title; that the altered title is, "An act *providing for the compenſation of conſtables, and diſpenſing with the attendance of juſtices of the peace at the courts of oyer and terminer in the ſeveral counties of this ſtate,*" which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock A. M. *28th January*, 1797.

The engroſſed bill, entitled "An act *to act to amend an act, entitled "An act to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate,"* was read the third time.

Reſolved, That the bill do paſs.

The engroſſed bill, entitled "An act *providing for the compenſation of conſtables, and diſpenſing with the attendance of juſtices of the peace at the courts of oyer and terminer in the ſeveral counties of this ſtate,"* was read a third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Hochſtraſſer and Mr. Grey deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

A petition of Gerrit Staats, late a lieutenant in the 3d New-York regiment, praying an allowance for the depreciation of his pay, while in the ſervice, was read, and referred to Mr. Wendell, Mr. M'Kinſtry and Mr. P. Veeder.

A petition of Peter Swart and others, inhabitants of the county of Schohary, praying that the ſaid county may be divided into five towns, was read, and referred to Mr. Bill, Mr. Rice and Mr. Thompſon.

A petition of John Van Vleck and others, inhabitants of the county of Montgomery, praying additions and amendments to the law "*for ſuppreſſing vice and immorality*," was read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of Levi Van Etten and others, inhabitants of the town of Miniſinck, in Orange county, praying to be enabled to build a bridge acroſs the Neverſinck creek, in the ſaid town, was read, and referred to the Members attending in this Houſe from the county of Orange.

A petition of Jacob Markell and others, inhabitants of the town of Palatine, in the county of Montgomery, relative to the weſt boundary line of the ſaid town, was read, and referred to the Surveyor-General.

A meſſage from the Hon. the Senate, delivered by Mr. Tappen and Mr. Ten Eyck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to ſuſpend the powers of the commiſſioners for erecting a ſtate-priſon in the county of Albany*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Tappen and Mr. Ten Eyck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for the apportionment of the funds for ſupport of the poor in the town of German-Flatts, in the county of Herkimer*," without amendment.

Ordered, That Mr. Hyde and Mr. Henry deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Tappen and Mr. Ten Eyck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Hogeboom and Mr. Holcomb deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments, and that the bill is amended accordingly.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for the relief of the heirs and deviſees of Andries Onderdonk, deceaſed*," ſhould become a law of this ſtate.

Mr. S. Veeder, from the committee to whom was referred the petition of Ebenezer Mott, reported, that in the opinion of the committee, the prayer of the petitioner ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Veeder brought in the ſaid bill, entitled "An act *for the relief of Ebenezer Mott*," which was read the firſt time, and ordered a ſecond reading.

Reſolved, That the petition of Amos Hamlin, be recommitted to the Surveyor-General, and that he report thereon to this Houſe, and that he furniſh this Houſe with copies of the documents and vouchers in his office relative to the bounty lands of the ſaid Amos Hamlin.

Mr. Little, from the committee to whom was referred the petition of the pilots of the port of New-York, piloting veſſels through the channel of the Eaſt-river or Sound, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted, proviſion being made for their redreſs in the 13th ſection of the act paſſed the 14th day of April, 1784.

Reſolved, That the Houſe do concur with the committee in the ſaid report.

Mr. Little, from the committee to whom was referred the petition of Matthew Daniel, reported, that in the opinion of the committee, the prayor of the petitioner ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Little brought in the ſaid bill, entitled "An act *for the relief of Matthew Daniel*," which was read the firſt time, and ordered a ſecond reading.

Mr. Little, from the committee to whom was referred the petition of Jacob Lampman and others, reported, that it appeared to the committee that the petitioners ſerved in the late war as ſoldiers in a regiment of militia commanded by Col. Henry K. Van Renſſelaer, and that the Legiſlature made proviſion in the year 1784, for ſatisfying the claims of theſe petitioners.

Mr. Little further reported, that the committee had reaſon to believe, that the money due the petitioners has been drawn from the treaſury, by an order forged for that purpoſe, that the committee not having it in their power to have recourſe to the papers in the treaſury, cannot poſſitively report a ſtate of facts relative to the prayer of the petitioners.

Reſolved, That the Houſe do approve of the report, and that the peritioners have leave to withdraw their petition.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *concerning the recovery of debts and demands to the value of ten pounds in the city of New-York*," reported progreſs, and obtained leave to ſit again.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock on Monday morning next.

Monday, eleven o'clock A. M. *30th January*, 1797.

The bill, entitled "An act *for the relief of Ebenezer Mott*;" the bill, entitled "An act *for the relief of Matthew Daniel*," and the bill, entitled "An act *to ſuſpend the powers of the commiſſioners for erecting a ſtate-priſon in the county of Albany*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled "An act *regulating the holding of circuit courts within this ſtate*," with the engroſſed amendments, was read a third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Kent and Mr. Kiſſam deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

A petition of Jeremiah Van Renſſelaer and others, proprietors of the Hamilton glaſs factory, in the county of Albany, praying an act of incorporation, was read, and referred to Mr. D. Ten Broeck, Mr. Oakley and Mr. Hogeboom.

A petition of James Blake, late a private in Col. Moſes Hazen's regiment, praying a grant of bounty lands for his ſervices during the late war, was read, and referred to Mr. Lanſing, Mr. Cade and Mr. Brett.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to ſuſpend the powers of the commiſſioners for erecting a ſtate-priſon in the county of Albany*," reported, that the committee had gone through the bill without amendment which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Kent and Mr. Kiſſam deliver the bill to the Hon. the Senate and inform them, that this Houſe have paſſed the ſame without amendment.

Mr. Foote, from the committee of the whole, on the bill, entitled "An act *relative to the acknowledgment of deeds*," reported, that the committee had gone through the bill, made amendments, and added two clauſes, which he was directed to report

the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments and clauſes be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the ſale of the public ſtocks therein mentioned*," reported progreſs, and obtained leave to ſit again. Thereupon,

Ordered, That it be the order of the day on to-morrow, for this Houſe to go into committee of the whole Houſe on the ſaid bill.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for keeping in repair certain private roads in Orange town, in the county of Orange*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That Mr. Lamb and Mr. Landon deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *relative to the gaol in the county of Onondaga*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock A. M. 31*ſt January*, 1797.

The engroſſed bill, entitled "An act *relative to the gaol in the county of Onondaga*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Lamb and Mr. Landon deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A petition of Roſwell Hopkins, of the town of Amenia, in Dutcheſs county, late a lieutenant-colonel in the militia of this ſtate, praying an allowance for depreciation of pay received by him, and alſo compenſation for extraordinary ſervices rendered during the late war, was read, and referred to Mr. Oakley, Mr. Roſevelt and Mr. Hochſtraſſer.

A petition of John Poſt, Iſaac Brayton and Nathan Smith, praying a reimburſement of a balance of money by them expended in and about the building of a bridge over the Mohawk-river, at Old Fort-Schuyler, was read, and referred to Mr. Maſon, Mr. Brown and Mr. Chipman.

A petition of Jonas Morgan, of Lanſingburgh, in the county of Renſſelaer, relative to a tract of land purchaſed by him of Iſrael Platt, lying between the old and new pre-emption lines in the county of Ontario, was read, and referred to the Surveyor-General.

Mr. Chipman, from the committee to whom was referred the petition of Johnſon Bingham, reported, that in the opinion of the committee, the prayer of the petitioner ought to be granted, and that a clauſe ſhould be added to ſome proper bill for that purpoſe,

Ordered, That the committee do prepare and bring in ſuch clauſe.

Mr. Brown, from the committee to whom was referred the petition of Thomas Caſety and others, and the petition of the inhabitants of the town of Steuben, in the county of Herkimer, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Brown brought in the ſaid bill, entitled "An act *to divide Steuben, in the county of Herkimer, into three towns, and to incorporate a place called New-Peterſburgh*," which was read the firſt time, and ordered a ſecond reading.

The Surveyor-General to whom was referred the petition of Henry Schoonmaker, reported as follows, viz.

That the documents preſented with the petition, entitled the petitioner to locate two hundred acres of unappropriated lands, while the laws reſpecting locations remained in force, but they having expired, the petitioner is debarred of the right, unleſs ſpecial proviſion be made for him by the Legiſlature.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *au-*

thorifing the ſale of the public ſtocks therein mentioned," reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day, on to-morrow, for this Houſe to go into committee of the whole Houſe on the ſaid bill.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *for eſtabliſhing the permanent ſeat of government*," reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day, on Thurſday next, for this Houſe to go into committee of the whole Houſe on the ſaid bill.

Mr. Morton, from the committee to whom was referred the petition of Conrad W. Ham, praying for a continuance of the preſent compenſation to inſpectors of flour and meal, reported, that in the opinion of the committee, the prayer of the petitioner ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Morton brought in the ſaid bill, entitled " An act *to continue in force an act, entitled " An act for increaſing the compenſation to the meaſurers of grain and the inſpectors of flour and meal in this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. Cornwall, from the committee to whom was referred the petition of Thomas Champlain, praying compenſation for his ſervices during the late war, reported, that in the opinion of the committee, the prayer of the petitioner ought to be granted; which report was concurred in by the Houſe.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Matthew Daniel*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Clark, from the committee to whom was referred the petition of Sarah I. Beeckman and Catharine Hill, reported, that in the opinion of the committee, the prayer thereof ought to be granted, that the committee had prepared a bill for that purpoſe, and directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Clark brought in the ſaid bill, entitled " An act *confirming a partition of certain lands therein mentioned*," which was read the firſt time, and ordered a ſecond reading.

Mr. S. A. Barker, from the committee to whom was referred the petition of Gabriel W. Ludlow and others, executors of Martha Mortier, deceaſed, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, and a bill bro't in for that purpoſe.

Ordered, That the ſame committee do prepare and bring in ſuch bill.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock A. M. February 1ſt, 1797.

The engroſſed bill, entitled " An act *for the relief of Matthew Daniel*," was read the third time.

Reſolved, That the bill do paſs.

Ordered, That Mr. Lamb and Mr. Landon deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *for confirming a partition of certain lands therein mentioned*;" the bill, entitled " An act *to divide Steuben, in the county of Herkimer, into three towns, and to incorporate a place called New-Peterſburgh*," and the bill, entitled " An act *to continue in force an act, for increaſing the compenſation to the meaſurers of grain and the inſpectors of flour and meal in this ſtate*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled " An act *relative to the acknowledgment of deeds*," with the engroſſed amendments, was read the third time, and paſſed.

Ordered, That Mr. Lamb and Mr. Landon deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

A petition of Jane Shepherd, widow and relict of William Shepherd, late of the city of Albany, and others, children of the ſaid Jane and William Shepherd, praying for the reaſons therein ſet forth, that the real and perſonal eſtate of the ſaid William Shepherd, may be veſted in truſtees under certain reſtrictions and limitations, for the greater conve-

ience and advantage of the heirs and deviſees, was read, and referred to Mr. Morton, Mr. Wendell and Mr. Gettman.

A remonſtrance of Gerrit Boon and others, inhabitants of the town of Norway, in the county of Herkimer, remonſtrating againſt the diviſion of the ſaid town, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *for dividing the town of Norway, in the county of Herkimer.*"

A petition of Andries DeWitt and others, ſtiling themſelves a committee appointed to ſuperintend the building of a bridge acroſs the Roſendal-creek, in the town of Marbletown, in the county of Ulſter, praying that a law may be paſſed to authoriſe the ſupervisors of the ſaid county to raiſe a ſum of money to defray the expences which have accrued in the building, improving and repairing the ſaid bridge, was read, and referred to the Members attending in this Houſe from the county of Ulſter.

A petition of Henry Stephens and others, inhabitants of the county of Ulſter, praying a grant of a certain tract of land lying in the ſaid county, was read, and referred to the Surveyor-General.

A petition of Ebenezer Butter, jun. and others, inhabitants of the town of Pompey, in the county of Onondaga, praying a diviſion of ſaid town, was read, and referred to the committee to whom was referred the petition of Dan Bradley and others.

A petition of Benjamin Moores, in behalf of ſundry Canadian and Nova-Scotia refugees, and their legal repreſentatives, ſtating that he was authoriſed by the ſaid refugees, to ſurvey certain lands granted to them by this ſtate; that the petitioner having cauſed the ſaid lands to be ſurveyed, finds a deficiency of upwards of 5000 acres, praying that they may be allowed to take up ſuch a quantity of vacant lands on and adjoining the ſaid lands as will make up the deficiency, was read and referred to the Surveyor-General.

The Surveyor-General, to whom was referred the petition of Jacob Markell and others, reported, that the inconveniency complained of in the petition, and ariſing from not having the boundary line between the counties of Montgomery and Herkimer ſurveyed and marked, are among thoſe things not provided for by law mentioned in a letter he had the honor of addreſſing to his Excellency the Governor, which letter is with the committee to whom it was referred, whoſe report thereon will probably embrace all caſes of this kind. The Surveyor-General is not at preſent furniſhed with reaſons to determine on the propriety of making the bridge at the Little-falls the commencement of the line: It ſeems however proper, that the Legiſlature ſhould deſignate a definite point from which the line is to run, inſtead of having it vague as it now is.

Ordered, That the ſaid report be referred to Mr. M'Niel, Mr. Hochſtraſſer and Mr. Gettman.

Mr. D. Ten Broeck, from the committee to whom was referred the petition of Jeremiah Van Renſſelaer and his aſſociates, proprietors of the "*Hamilton Glaſs-Factory*," praying an act of incorporation, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Ten Broeck brought in the ſaid bill, entitled "An act *to incorporate Jeremiah Van Renſſelaer and others, by the name of the "Hamilton manufacturing Society*," which was read the firſt time, and ordered a ſecond reading.

Mr. Williamſon, from the committee to whom was referred the petition of John Swartwout and Peter Dumont, reported, that in the opinion of the committee, the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpoſe, and directed him to move for leave to bring in the ſame; leave being being given accordingly,

Mr. Williamſon brought in the ſaid bill, entitled "An act *for the relief of John Swartwout and Peter Dumont*," which was read the firſt time, and ordered a ſecond reading.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the ſale of the public ſtocks therein mentioned*," reported the proceedings of the committee to have been as follows: That after the committee had gone thro' the bill and added a clauſe, Mr. Comſtock made a motion, that a clauſe ſhould be added to the ſaid bill in the words following, viz. And be it further enacted, That whenever the corporation of the ſaid bank ſhall be diſſolved, the ſtockholders ſhall, in their natural and private capacities, reſpectively be accountable to this ſtate for whatever ſum or ſums of money, which may at the time of ſuch diſſolution, be found due from the ſaid bank to

the people of this ſtate. That debates were had thereon, and the queſtion being put whether the committee did agree to the motion of Mr. Comſtock, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr DeWitt	Mr Miller	Mr Joshua Smith	
Mr J. Barker	Mr Fort	Mr M'Neil	Mr John Smith	
Mr Benton	Mr Gettman	Mr Morſe	Mr Jac. Smith	
Mr Bill	Mr Hale	Mr Morton	Mr Speaker	
Mr Blanch	Mr Halſey	Mr Nash	Mr Teed	
Mr Blanchard	Mr Hausbrook	Mr Oakley	Mr A. Ten Broeck	
Mr Botkee	Mr Hochſtraſſer	Mr Ogden	Mr D. Ten Broeck	
Mr Brett	Mr Holcomb	Mr Oliver	Mr Thompſon	
Mr Brown	Mr Kent	Mr Pearce	Mr Tylee	
Mr Bruyn	Mr Kiſſam	Mr Pearſall	Mr Vandevoort	
Mr Burr	Mr Lamb	Mr Platt	Mr Verplanck	
Mr Joſeph Carpenter	Mr Landon	Mr Poſt	Mr Wheeler	
Mr Chipman	Mr Lanſing	Mr Prince	Mr White	
Mr Conyne	Mr LeRoy	Mr Rice	Mr Will	
Mr Cornwall	Mr Little	Mr Roſevelt	Mr Williamſon	
Mr Coryell	Mr Marvin	Mr Ryerſs	Mr Wood	
Mr Crane	Mr Maſon	Mr Savage	Mr Youngs	69
Mr Davis				

For the Affirmative.

Mr Baldwin	Mr Clark	Mr Metcalfe	Mr S. Veeder	
Mr Bird	Mr Comſtock	Mr M'Clelland	Mr P. Veeder	
Mr Brayton	Mr Grey	Mr M'Kown	Mr Vosburgh	
Mr Cade	Mr Hogeboom	Mr Schuyler	Mr Warner	
Mr Campbell	Mr Hyde	Mr Sears	Mr Wendell	23
Mr John Carpenter	Mr Leland	Mr Taylor		

That Mr. Comſtock then made a motion, that a clauſe ſhould be added to the ſaid bill in the words following, viz. And be it further enacted, That whenever the Legiſlature of this ſtate, or the Perſon adminiſtering the government thereof, ſhall deem it neceſſary the ſaid Treaſurer or Comptroller ſhall deliver to them or either of them, a complete ſtatement of the ſaid bank, and of its accounts, debts and credits and caſh. That debates were had thereon, and the queſtion being put, it paſſed in the negative.

That Mr. Metcalfe then made a motion, that the ſaid bill ſhould be rejected; and after debates were had thereon, Mr. Bird made a motion, that the committee ſhould riſe and report progreſs, and aſk leave to ſit again; and the queſtion being put thereon, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read. Thereupon,

Ordered, That the committee have leave to ſit again.

A meſſage from the Hon. the Senate, delivered by Mr. Thompſon and Mr. Vail was read, that the Senate have paſſed a bill, entitled "An act *to amend an act, entitled "An act for the encouragement of ſchools, with reſpect to the city of New-York,"* and a bill, entitled "An act *for appointing a comptroller in this ſtate*," to which they requeſt the concurrence of this Houſe.

The ſaid bills were ſeverally read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Thompſon and Mr. Vail with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled "An act *regulating the holding of circuit courts in this ſtate.*"

Ordered, That Mr. Landon and Mr. Lanſing return the bill to the Hon. the Senate.

The Hon. the Senate returned, by Mr. Thompſon and Mr. Vail, the bill, entitled "An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkemir.*"

Ordered, That Mr. Landon and Mr. Lanſing deliver the bill to the Hon. the Council of Reviſion.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock A. M. *2d February*, 1797.

The bill, entitled "An act *appointing a comptroller in this ſtate;*" the bill, entitled "An act *to amend an act, entitled "An act for the encouragement of ſchools, with reſpect to the city of New-York;*" the bill, entitled "An act *for the relief of John Swartwout and Peter Dumont,*" and the bill, entitled "An act *to incorporate Jeremiah Van Renſſelaer and others, by the name of the Hamilton manufacturing Society,*" were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Charles Martin and Co. and others, merchants and inhabitants of the town of Schenectady, praying a law authoriſing the formation of a company for the

purpoſe of improving the road between the city of Albany and the town of Schenectady, was read, and referred to a ſelect committee, conſiſting of Mr. Prince, Mr. LeRoy, Mr. Bruyn, Mr. Youngs, Mr. Verplanck, Mr. Benton and Mr. Morſe.

A petition of Thomas Morrell, praying compenſation for a quantity of flour, wheat and peaſe, taken from him for the uſe of this ſtate, during the late war, was read, and referred to Mr. Holcomb, Mr. Kiſſam and Mr. Eaker.

A petition of Amos Schofield and others, praying compenſation for certain loſſes by them ſuſtained while in the ſervice of this ſtate, during the late war, was read, and referred to Mr. Hale, Mr. Pearce and Mr. Campbell.

A petition of Elias Newman and others, truſtees of the Preſbyterian congregation of the town of Bedford, in Weſtcheſter county, praying a revival of the privilege heretofore granted them by law for appointing truſtees, and which privilege they have forfeited by neglecting to make the triennial return of their glebe and parſonage property as required by law, was read, and referred to Mr. Wheeler, Mr. Lamb and Mr. John Smith.

A petition of the inhabitants of the town of New-Caſtle, in the county of Weſtcheſter, praying compenſation for the maintenance of Gabriel Davenport and his wife, whoſe eſtate was forfeited and ſold, was read, and referred to Mr. Poſt, Mr. John Carpenter and Mr. Hyde.

A petition of David Schauper, adminiſtrator and heir of William Schauper, late a ſoldier in Col. Warner's regiment, praying a grant of bounty lands for the ſervices of the ſaid William Schauper, was read, and referred to Mr. M'Clelland, Mr. M'Kinſtry and Mr. P. Veeder.

Mr. Bill, from the committee to whom was referred the petition of the truſtees of Union College, in the town of Schenectady, reported, that the committee are of opinion, the prayer of the petitioners ought to be granted, that they had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Bill brought in the ſaid bill, entitled "An act *reſpecting Union College*," which was read the firſt time, and ordered a ſecond reading.

Mr. Schuyler, from the committee to whom was referred the petition of Joſeph Van Nort, praying a grant of bounty lands for his ſervices as a private during the late war, reported, that the petitioner had not produced ſufficient vouchers to ſubſtantiate his claim, therefore the prayer of the petitioner ought not to be granted,

Reſolved, That the Houſe do concur with the committee in the ſaid report; and that the petitioner have leave to withdraw his petition.

Mr. S. A. Barker, agreeably to the order of the Houſe, brought in a bill, entitled "An act *for the relief of the executors of Martha Mortier*," which was read the firſt time and ordered a ſecond reading.

Mr. Foote, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for the relief of Henry Schoonmaker*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *for eſtabliſhing the permanent ſeat of government of this ſtate*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and Mr. Kent made a motion, that the word "*Treaſurer*," in the ſaid clauſe ſhould be expunged; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Kent, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Conyne	Mr Metcalfe	Mr D. Ten Broeck
Mr Benton	Mr Eaker	Mr M'Clelland	Mr Tyler
Mr Bill	Mr Fort	Mr M'Kinſtry	Mr Van Eps
Mr Blanchard	Mr Grey	Mr M'Kown	Mr S. Veeder
Mr Brayton	Mr Gettman	Mr M'Niel	Mr P. Veeder
Mr Brett	Mr Hochſtraſſer	Mr Morſe	Mr Voſburgh
Mr Brown	Mr Hogeboom	Mr Naſh	Mr Warner
Mr Cade	Mr Holcomb	Mr Ogden	Mr Wendell
Mr Campbell	Mr Hyde	Mr Prince	Mr White
Mr John Carpenter	Mr Lanſing	Mr Rice	Mr Williamſon
Mr Chipman	Mr Leland	Mr Savage	
Mr Clark	Mr Leonard	Mr Schuyler	
Mr Comſtock	Mr Maſon	Mr Taylor	49

For the Affirmative.

Mr S. A. Barker	Mr Davis	Mr Marvin	Mr John Smith
Mr J. Barker	Mr DeWitt	Mr Miller	Mr Jacob Smith
Mr Blanch	Mr Foote	Mr Oakley	Mr Speaker
Mr Bleecker	Mr Hale	Mr Oliver	Mr Teed
Mr Bockee	Mr Halſey	Mr Pearce	Mr Thompſon
Mr Bruyn	Mr Hauſbrook	Mr Pearſall	Mr Tylee
Mr Burr	Mr Kent	Mr Platt	Mr Vandervoort
Mr Joſeph Carpenter	Mr Kiſſam	Mr Poſt	Mr Verplanck
Mr Cooley	Mr Lamb	Mr Roſevelt	Mr Wheeler
Mr Cornwall	Mr Landon	Mr Ryerſs	Mr Will
Mr Coryell	Mr LeRoy	Mr Sears	Mr Wood
Mr Crane	Mr Little	Mr Joſhua Smith	Mr Youngs 48

That in proceeding further in the ſaid bill, the laſt enacting clauſe was read, and is in the words following. viz.

"*Be it further enacted*, That the future ſeſſions of the Legiſlature of this ſtate ſhall be held at the city of Albany, in the county of Albany, any law to the contrary thereof notwithſtanding." That debates were had thereon, and the queſtion being put, whether the committee did agree to the ſaid clauſe, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Eaker	Mr Maſon	Mr John Smith
Mr J. Barker	Mr Foote	Mr Miller	Mr Jacob Smith
Mr Blanch	Mr Grey	Mr M'Niel	Mr Speaker
Mr Bleecker	Mr Hale	Mr Oakley	Mr Taylor
Mr Bockee	Mr Halſey	Mr Oliver	Mr Teed
Mr Bruyn	Mr Hausbrook	Mr Pearce	Mr A. Ten Broeck
Mr Burr	Mr Hyde	Mr Pearſall	Mr Thompſon
Mr Joſeph Carpenter	Mr Kent	Mr Platt	Mr Tylee
Mr Comſtock	Mr Kiſsam	Mr Poſt	Mr Vandevoort
Mr Cooley	Mr Lamb	Mr Rice	Mr Verplanck
Mr Cornwall	Mr Landon	Mr Roſevelt	Mr Wheeler
Mr Coryell	Mr Leonard	Mr Ryerſs	Mr Will
Mr Crane	Mr LeRoy	Mr Savage	Mr Wood
Mr Davis	Mr Little	Mr Sears	Mr Youngs
Mr DeWitt	Mr Marvin	Mr Joſeph Smith	59

For the Affirmative.

Mr S. A. Barker	Mr Ghipman	Mr M'Clelland	Mr Van Eps
Mr Benton	Mr Conyne	Mr M'Kinſtry	Mr S. Veeder
Mr Bill	Mr Fort	Mr M'Kown	Mr P. Veeder
Mr Blanchard	Mr Gettman	Mr Morſe	Mr Vosburgh
Mr Brayton	Mr Hochſtraſser	Mr Nash	Mr Warner
Mr Brett	Mr Hogeboom	Mr Ogden	Mr Wendell
Mr Brown	Mr Holcomb	Mr Prince	Mr White
Mr Cade	Mr Lanſing	Mr Schuyler	Mr Williamſon
Mr Campbell	Mr Leland	Mr D. Ten Broeck	38
Mr John Carpenter	Mr Metcalfe	Mr Tyler	

Mr. Morton reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day on Tueſday next, for this Houſe to go into committee of the whole Houſe, on the ſaid bill.

Reſolved, That the Secretary of this State, cauſe the act, entitled "An act *relative to the money of account of this ſtate*," to be publiſhed once a week for ſix weeks ſucceſſively in two of the newſpapers printed in each of the great diſtricts of this ſtate, for the information of the citizens thereof, and in the paper of the Printer of this ſtate, for twelve weeks ſucceſſively,

Mr. Williamſon, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for opening and improving certain great roads therein mentioned*," which was read the firſt time, and ordered a ſecond reading,

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. 3*d February*, 1797.

The bill, entitled "An act *for opening and improving certain great roads therein mentioned*;" the bill, entitled "An act *for the relief of Henry Schoonmaker*;" the bill, entitled "An act *for the relief of the executors of Martha Mortier*," and the bill, entitled "An act *reſpecting Union College*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Samuel Huntington and others, inhabitants of Cooperſtown, Newtown-Martin and Cherry-Valley, in the county of Otſego, praying the extenſion of the public poſt road from Cooperſtown to the Cayuga-Lake, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *for opening and improving certain great roads therein mentioned*."

A petition of the inhabitants of the town of Burlington, in the county of Otſego, praying for a diviſion of the ſaid town, was read, and referred to Mr. Bird, Mr. Platt and Mr. Leonard.

Mr. Foote, from the committee to whom was referred the petition of Philip Hardenburgh and others, praying assistance from the Legislature for building a bridge over the Marbletown-creek, at Tangore, reported, that in the opinion of the committee the prayer of the petitioners ought to be granted, that the committee had prepared a bill for that purpose, and had directed him to move for leave to bring in the same ; leave being given accordingly,

Mr. Foote brought in the said bill, entitled " An act *for the relief of Lemuel Winchell*," which was read the first time, and ordered a second reading.

Mr. Oliver from the committee to whom was referred that part of his Excellency the Governor's speech, which relates to the Lazaretto directed to be erected in the vicinity of the city of New-York, reported, that the committee had prepared a bill, and had directed him to move for leave to bring in the same ; leave being given accordingly,

Mr. Oliver brought in the said bill, entitled " An act *making appropriations for the support of the Lazaretto, and to compensate the commissioners of the health-office in the city of New-York*," which was read the first time, and ordered a second reading.

Ordered, That the committee to whom was referred the petition of the inhabitants of Well's settlement, be discharged from the further consideration thereof, and that the said petition be referred to Mr. M'Niel, Mr. Hochstrasser and Mr. Gettman.

Mr. S. A. Barker, from the committee of the whole House, on the bill, entitled " An act *to erect part of the counties of Ulster and Otsego into a separate county*," reported progress, and obtained leave to sit again.

Mr. Foote, from the committee of the whole House, on the bill, entitled " An act *to incorporate the stockholders of the New-York insurance company*," reported progress, and obtained leave to sit again.

Mr. Morton, from the committee to whom was referred the petition of John Bailey, of the city of New-York, reported that in the opinion of the committee, relief ought to be granted to the petitioner, that the committee had prepared a bill for that purpose, and had directed him to move for leave to bring in the same ; leave being given accordingly,

Mr. Morton brought in the said bill, entitled " An act *for the further relief of John Bailey*," which was read the first time, and ordered a second reading.

Mr. Wood, from the committee to whom was referred that part of his Excellency the Governor's speech, which relates to roads and bridges, reported, that the committee had prepared a bill, and had directed him to move for leave to bring in the same ; leave being given accordingly,

Mr. Wood brought in the said bill, entitled " An act *to regulate highways*," which was read the first time, and ordered a second reading.

A message from the Hon. the Council of Revision, delivered by Hon. Chief Justice Yates, was read, that it does not appear improper to the Council. that the bill, entitled " An act *for the apportionment of the funds for support of the poor in the town of German-Flatts, in the county of Herkimer*," should become a law of this state.

Mr. D. Ten Broeck, from the committee of the whole House, on the bill, entitled " An act *for the relief of John Swartwout and Peter Dumont*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

Ordered, That the bill as amended be engrossed.

Mr. Williamson, from the committee to whom was referred that part of his Excellency the Governor's speech, which relates to the salt springs, reported, that in the opinion of the committee, legislative provision ought to be made, to regulate the same, on the following principles—That the lands adjoining the lake, on the bank of which the salt-springs are found, be laid out into lots of three hundred feet in front and rear, and eighty rods long—That one half of the lots so to be laid out, be leased for the term of seven years, to the person or persons who shall apply for the same ; and if there shall be more than one person applying for any particular lot, it shall be determined by lot, under the direction of the Surveyor-General, who shall lease the same, to the person who shall be found entitled to a preference--The lots so laid out, on which salt-works are now erected, shall be leased to the present occupants, should they apply for the same—All leases given, shall contain the following conditions : That on each lot so leased, shall be manufactured at least one thousand bushels of salt a year—That each lessee shall pay into

the hands of a Superintendant, to be appointed by the Council of Appointment, five cents on every buſhel, of ſalt he ſhall manufacture; to to be paid by him into the treaſury, for the purpoſe of improving the ſalt works, paying the Superintendant, and making the roads leading thereto in ſuch manner as the Legiſlature ſhall direct—That no leſſee ſhall ask, take or receive, more than ſixty cents per buſhel for the ſalt by him made—That all ſalt made by the leſſees ſhall be ſold in barrels or casks and previous to their being ſold, branded with the Superintendant's name, and alſo with the number of buſhels contained in each barrel—That the Superintendant ſhall be allowed
per annum for his ſervices, including all expences—That no wood ſhall be cut on the reſervation for the uſe of the ſalt works, except by the order of the Superintendant, who ſhall reſide near the works, and ſhall, on the application of any of the leſſees, ſhew where the ſame may be cut, in ſuch manner as will be moſt convenient for the leſſee, and beſt calculated to preſerve the timber—And the leaſes granted for ſaid lots ſhall contain all the reſtrictions herein mentioned, and the lots held thereby only on condition, that the leſſees perform, and in every article comply with the ſame.

Ordered, That the ſame committee do prepare and bring in a bill conformable to the ſaid report.

Mr. Cooley, from the committee to whom was referred the petition of Levi Van Etten and others, reported, that in the opinion of the committee, the prayer of the petitioner ought to be granted, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Cooley brought in the ſaid bill, entitled "An act *for building a bridge in the town of Miniſink, in the county of Orange*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, delivered by Mr. Hatfield and Mr. Hopkins, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to amend an act, entitled "An act relative to certain confiſcated lands in the counties of Saratoga and Montgomery, paſſed the 6th day of April*, 1796," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock A. M. *4th February*, 1797.

The engroſſed bill, entitled "An act *for the relief of John Swartwout and Peter Dumont*," was read the third time, and paſſed.

Ordered, That Mr. Leonard and Mr. LeRoy deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *to regulate highways*;" the bill, entitled "An act *for the relief of Lemuel Winchell*;" the bill, entitled "An act *for building a bridge in the town of Miniſinck, in the county of Orange*;" the bill, entitled "An act *for the further relief of John Bailey*," and the bill, entitled "An act *making appropriations for a Lazaretto, and to compenſate the commiſſioners of the health-office in the city of New-York*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

Ordered That one hundred and fifty copies of the bill, entitled "An act *to regulate highways*," be printed for the uſe of this Houſe.

The Surveyor-General, to whom was referred the petition of Henry Stephens, and others, reported,

That the allegation of the petitioners that the lands prayed for are vacant is founded on a particular demarcation of the foot of the Shawongonk mountain, with reſpect to which there ſeems to be an uncertainty that cannot be determined by evidences procurable at preſent. It may however be inferred, from expreſſions in at leaſt one of the adjoining patents, that the conſtruction of government, when the patents there were iſſued, was different from that which the petitioners have aſſumed. Whatever the fact may be, it will probably be prudent for the ſtate, before any interference is made, to ſuffer it to be inveſtigated before a court of juſtice between the claimants and occupants, to which, in all probability, they will be induced ſoon to bring the affair.

The Surveyor-General, to whom was referred the petition of Jonas Morgan, reported,

That there is a patent granted to Iſrael Platt, in the ſituation mentioned in the petition, and that there is a law exiſting authoriſing the commiſſioners of the land-office, to make compenſation for the ſame by a grant of lands elſewhere of equivalent value; the object of the petitioner's prayer therefore ſeems to be a compenſation in money in-

ſtead of lands, on the expediency of granting which it would be improper for the Surveyor-General to give an opinion.

Ordered, That the report of the Surveyor-General, or the petition of Jonas Morgan, be referred to Mr. D. Ten Broeck, Mr. Sears and Mr. Blanch.

A petition of Weſſel Saliſbury and others, freeholders and inhabitants of the towns of Coxackie and Catſkill, in the county of Albany, commiſſioners for the purpoſe of erecting a bridge over the Catſkill, near the houſe of Aſhley Gilbert, praying that the Legiſlature will grant them the ſum of £196 1 8. a balance due by them for building the ſaid bridge, was read, and referred to Mr. Grey, Mr. J. Barker, and Mr. Pearſall.

A petition of John Smith, late a Serjeant in the 3d New-York regiment, praying a grant of bounty lands for his ſervices during the late war, was read, and referred to Mr. Cade, Mr. Teed and Mr. Gettman.

A memorial of the board of ſupervisors of the county of Weſtcheſter, and a memorial of John Ferris and others, freeholders and inhabitants of the ſaid county, remonſtrating againſt the paſſing of the bill, entitled "An act *to regulate highways*," were ſeverally read and referred to the committee of the whole Houſe, when on the ſaid bill.

A petition of John Sheather and others, inhabitants of the county of Steuben, praying a repeal of the 4th ſection of the act, entitled "An act *to prevent the deſtruction of deer*," paſſed 15th March, 1788, was read, and referred to Mr. Williamſon, Mr. Naſh and Mr. Clark.

A petition of Francis Turner and others, debtors confined in the gaol of the city and county of New-York, praying that an act may be paſſed enabling them and all other inſolvent debtors to be diſcharged from their debts and impriſonment, or delivering up all their property for the uſe and benefit of their creditors, was read, and referred to Mr. Morton, Mr. Ogden and Mr. Miller.

Mr. Tylee, from the committee to whom was referred the petition of Rynier and Matthias Nack, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of Rynier and Matthias Nack*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee to whom was referred the petition of Jane Shepherd and others, children and heirs of William Shepherd deceaſed, reported, that from the peculiar circumſtances of the caſe the committee are of opinion, that the interference of the Legiſlature would be proper; which was agreed to by the Houſe.

Ordered, That the ſaid committee do prepare and bring in a bill for that purpoſe.

Mr. John Carpenter, from the committee to whom was referred the petition of James Jordan, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of James Jordan*," which was read the firſt time, and ordered a ſecond reading.

Mr. Crane, from the committee to whom was referred the petition of Martin Tice and Daniel Cahill, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *authoriſing the commiſſioners of the land-office to grant letters patent for the lands therein mentioned to Martin Tice and Daniel Cahill*,"

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *for appointing a comptroller*," reported, that in proceeding in the ſaid bill, a clauſe was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, and it is hereby enacted by the authority of the ſame, That an officer ſhall be appointed in this ſtate, to be called and known by the name of "The Comptroller of the ſtate of New-York," who ſhall do, perform and execute all matters and things heretofore required by law to be done by the Auditor of this ſtate; and it ſhall alſo be the duty of ſuch Comptroller, to draw warrants on the Treaſurer for the payment of the ſalaries and wages of all the legiſlative, executive, judicial and miniſterial Officers of the Government of this ſtate, and for the payment of all monies by law directed to be paid to any other perſon, and to examine and liquidate claims againſt this ſtate in all caſes in which proviſion is or ſhall be made by law, and give his warrant on the Treaſurer for payment of the amount or balance due thereon, who ſhall thereupon pay the ſame out of any money then in the treaſury not otherwiſe appropriated; and in caſes where no proviſion ſhall have been made by law, and in caſes where the Comptroller cannot adjuſt the claim without legiſlative interpoſition, he ſhall examine the claim and report the facts concerning it, with his opinion thereon to the Legiſlature;

and to examine adjuſt and ſettle the accounts of all perſons indebted to the ſtate, and certify the amount or balance to the Treaſurer; and to keep an account between this ſtate and the Treaſurer, and therein charge him with the balance in the treaſury and with all monies received by him, and credit him with all monies drawn on him as aforeſaid; and to call on all public officers and others intruſted with public money or who ſhall have received any money belonging to this ſtate, and ſhall not have accounted for the ſame as they ought, to ſettle their accounts; and on refuſal or neglect to do ſo, to cauſe ſuits to be brought againſt them, and to exhibit to the Legiſlature yearly, at their firſt meeting after the firſt day of January in each year, a complete ſtatement of the funds of the ſtate, and of the annual revenue thereof, and of the amount of the ſalaries of the Officers of Government and other contingent expences, and other appropriations paid in the preceding year, diſtinguiſhing which are permanent, and to ſuggeſt any improvements that may be made in the premiſes; and to loan, upon good land ſecurity in this ſtate, all monies which may at any time be in the treaſury, not otherwiſe appropriated, nor neceſſary to be retained for the ſupport of the government of this ſtate, not exceeding two thouſand five hundred dollars to any one perſon, taking a bond and mortgage in the name of the people of the ſtate of New-York, to ſecure the repayment thereof with intereſt at the rate of ſix per cent per annum, the intereſt to be paid annually, and the principal at the end of ten years, and the mortgage to contain a covenant that the mortgaged premiſes are free from all incumbrances whatſoever, and the bond to be conditioned as well for the performance of the covenants contained in the mortgage as for the payment of the money loaned with the intereſt; and no ſum to be loaned of a greater amount than one half the value of the land mortgaged to ſecure it, excluſive of the buildings thereon; but no money to be advanced to any borrower, until ſuch bond and mortgage ſhall be duly executed and the mortgage duly acknowledged or proved, and regiſtered according to law, in the office of the clerk of the county in which the mortgaged premiſes ſhall be ſituated, and be delivered to the Comptroller, with ſuch certificates as he ſhall think neceſſary to require to ſhew that the mortgaged premiſes are free from all other incumbrance; and then the Comptroller ſhall give the borrower a warrant on the Treaſurer for the money ſo to be loaned, and ſhall depoſit the bond and mortgage in the treaſury.

That debates were had thereon, and a motion was made by Mr. Griſwold, that the ſaid clauſe ſhould be expunged, and the queſtion being put, whether the committee did agree to the motion of Mr. Griſwold, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Grey	Mr Little	Mr John Smith
Mr J. Barker	Mr Gettman	Mr Maſon	Mr Speaker
Mr Blanchard	Mr Hale	Mr Miller	Mr Teed
Mr Bleecker	Mr Halſey	Mr M'Kinſtry	Mr A. Ten Broeck
Mr Bockee	Mr Hausbrook	Mr M'Kown	Mr D. Ten Broeck
Mr Brown	Mr Hochſtraſſer	Mr M'Neil	Mr Thompſon
Mr Bruyn	Mr Hogeboom	Mr Oakley	Mr Tylee
Mr Burr	Mr Kent	Mr Ogden	Mr Vandevoort
Mr Chipman	Mr Kiſſam	Mr Pearſall	Mr Verplanck
Mr Cornwall	Mr Lamb	Mr Rice	Mr Wheeler
Mr Coryell	Mr Landon	Mr Roſevelt	Mr White
Mr Davis	Mr Leonard	Mr Ryers	Mr Will
Mr Foote	Mr LeRoy	Mr Joſeph Smith	Mr Williamſon 52

For the Affirmative.

Mr Baldwin	Mr Conyne	Mr Marvin	Mr Sears
Mr Benton	Mr Cooley	Mr Metcalfe	Mr Jacob Smith
Mr Blanch	Mr Crane	Mr Morſe	Mr Taylor
Mr Brayton	Mr Crawford	Mr Nash	Mr P. Veeder
Mr Cade	Mr DeWitt	Mr Oliver	Mr Vosburgh
Mr Campbell	Mr Eaker	Mr Pearce	Mr Warner
Mr John Carpenter	Mr Griſwold	Mr Poſt	Mr Wendell
Mr Joſeph Carpenter	Mr Holcomb	Mr Prince	Mr Wood
Mr Clark	Mr Hyde	Mr Savage	38
Mr Comſtock	Mr Leland	Mr Schuyler	

Mr. Morton reported further progreſs, and obtained leave to ſit again.

The Houſe then proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *to amend an act relative to certain confiſcated lands in the counties of Saratoga and Montgomery, paſſed the 6th day of April, 1796;*" one of which amendments was to alter the title, that the altered title is "An act *to amend an act relative to certain confiſcated lands in the counties of Saratoga and Montgomery;*" the bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. LeRoy and Mr. Little, deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments of the Hon. the Senate, and that the bill is amended accordingly.

A meſſage from the Hon. the Senate, delivered by Mr. L'Hommedieu and Mr. Schenck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *to amend the act, entitled " an act to prevent the bringing and ſpreading of infectious diſeaſes in this ſtate*," with the amendments therewith delivered ; the bill and amendments were read, and the amendments were read a ſecond time ; one of the ſaid amendments was to expunge the laſt clauſe of the bill, and inſert the following, viz.

And be it further enacted, That if the proprietor of any ſuch manufactory above deſcribed ſhall in conſequence of this act cauſe the ſame to be removed from the place where the ſame is now carried on, and if it ſhall appear to the Mayor, Aldermen and Commonalty of the city of New-York, in common council convened, that ſuch proprietor ought to be reimburſed the expences of ſuch removal or any part thereof, then and in every ſuch caſe, it ſhall be lawful for the ſaid Mayor, Alderman and Commonalty, in their diſcretion, to agree with ſuch proprietor reſpecting ſuch expence, or cauſe the ſame to be aſcertained in ſuch manner as ſhall appear to them to be juſt, and to cauſe the ſame to be paid to ſuch proprietor ; and all the money ſo paid ſhall be deemed as part of the contingent expences of the ſaid city, and be raiſed and levied by tax in the ſaid city together with the other contingent charges thereof.

Debates were had thereon, and the queſtion being put whether the Houſe did concur with the Hon, the Senate in their ſaid amendment, it paſſed in the negative.

Thereupon,

Reſolved, That this Houſe do concur with the Hon. the Senate in their amendments to the ſaid bill which are deſignated for that purpoſe in the margin of the ſaid amendments, and do not concur in the other amendment.

Ordered, That Mr. LeRoy and Mr. Little deliver the bill, amendments, and a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, That it does not appear improper to the Council, that the bill, entitled " An act *to ſuſpend the power of the commiſſioners for erecting a ſtate-priſon in the county of Albany*," ſhould become a law of this ſtate.

Then the Houſe adjourned until eleven o'clock on Monday morning next.

Monday, eleven o'clock A. M. 6th February, 1797.

The bill, entitled " An act *for raiſing money to pay for the completing and repairing the bridge over the Roſendal-kill, in the county of Ulſter* ;" the bill, entitled " An act *for the relief of James Jordon* ;" the bill, entitled " An act *for the relief of Rynier Nack and Matthias Nack*," and the bill, entitled " An act *authoriſing the commiſſioners of the land-office to grant letters patent for the lands therein mentioned to Martin Tice and Daniel Cabill*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The Surveyor-General, to whom was referred the petition of Benjamin Moores, in behalf of the proprietors of the tract of land granted to the Canadian and Nova-Scotia refugees, ſtating a deficiency of upwards of 5000 acres, reported,

" That the greater part of ſaid tract was laid out into lots on paper, and granted without previous ſurveys—The calculations were made to conform with the given courſes and diſtances of the adjacent patents and the Canada line—In this method of proceeding, it will always unavoidably be the caſe, that the ſurveys afterwards made will differ in their reſult from what is planned in theory, as a neceſſary conſequence of the inaccuracies incident to meaſurements made under uſual circumſtances and in the manner ordinarily practiſed—From this cauſe it has happened, that ſeveral of the proprietors of thoſe lands have not received the full quantity intended to be granted to them by the ſtate—There is a ſufficiency ſtill left of the lands originally appropriated for the refugees to make up the deficiencies ; to do which, will be only carrying into complete effect the intention of the laws heretofore made ; but under the circumſtances ſtated, it requires the interpoſition of a new law.

Ordered, That the ſaid report and petition be referred to Mr. Wood, Mr. DeWitt and Mr. Ryerſs.

A petition of Elias Sawyer and others, of the town of Grenville in the county of

Waſhington, praying a grant of lands lying north of the military lands and ſouth of Lake-Ontario, was read, and referred to Mr. Bird, Mr. Roſevelt and Mr. Oakley.

A petition of David Smith, praying compenſation for the ſervices of his father David Smith, late a ſoldier in the firſt New-York regiment during the late war, and who died in ſervice, was read, and referred to Mr. White, Mr. Henry and Mr. Taylor.

A petition of Daniel Coleman and others, praying a grant of money for the purpoſe of building a bridge over the Neverſink-river, near the houſe of Captain William Roſe in the town or Mamakating, in the county of Ulſter, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of John George Mayer and others, poſſeſſors of land in the patent of Springfield, in the county of Otſego, relative to the quit-rents due on the ſaid lands, was read, and referred to Mr. Brayton, Mr. John Carpenter and Mr. Brett.

A petition of Robert Boyd, of the county of Ulſter, ſtating that he was claſſed with a number of other perſons who furniſhed an able bodied man to ſerve for ſix months as a ſoldier; that he has purchaſed of his aſſociates their right to the bounty of two hundred acres of land, which they were entitled to by law for the ſaid recruit, praying a grant of the ſaid two hundred acres, was read, and referred to Mr. Verplanck, Mr. LeRoy and Mr. Vandevoort.

Mr. Morton, from the committee to whom was referred the petition of Samuel Ryerſs, reported in favor of the petitioner, and obtained leave to bring in in a bill, entitled "An act *for the relief of Samuel Ryer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Metcalfe, from the committee to whom was referred the petition of Nicholas Quackenboſs and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the grant of money to complete a bridge acroſs the Schohary-river, in the county of Montgomery*," which was read the firſt time, and ordered a ſecond reading.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the ſale of the public ſtocks therein mentioned*," reported, that after the committee had gone through the ſaid bill, made amendments and added clauſes, Mr. Metcalfe made a motion, that the ſaid bill ſhould be rejected; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Metcalfe, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Crane	Mr Little	Mr Joſhua Smith
Mr J. Barker	Mr Crawford	Mr Marvin	Mr John Smith
Mr Benton	Mr Davis	Mr Maſon	Mr Jacob Smith
Mr Bill	Mr DeWitt	Mr Miller	Mr Teed
Mr Blanch	Mr Grey	Mr M'Niel	Mr A. Ten Broeck
Mr Blanchard	Mr Griſwold	Mr Morſe	Mr D. Ten Broeck
Mr Bleecker	Mr Hale	Mr Morton	Mr Thompſon
Mr Bockee	Mr Halſey	Mr Naſh	Mr Tylee
Mr Breeſe	Mr Hauſbrook	Mr Oakley	Mr Tyler
Mr Brett	Mr Hochſtraſſer	Mr Pearce	Mr Vandevoort
Mr Brown	Mr Holcomb	Mr Pearſall	Mr Verplanck
Mr Bruyn	Mr Hyde	Mr Poſt	Mr Wendell
Mr Burr	Mr Kent	Mr Rice	Mr White
Mr Joſeph Carpenter	Mr Kiſſam	Mr Roſevelt	Mr Will
Mr Chipman	Mr Lamb	Mr Ryerſs	Mr Williamſon
Mr Cooley	Mr Landon	Mr Savage	Mr Wood
Mr Cornwall	Mr Leonard	Mr Schuyler	Mr Youngs 69
Mr Coryell			

For the Affirmative.

Mr Bird	Mr Comſtock	Mr Leland	Mr Sears
Mr Brayton	Mr Eaker	Mr Metcalfe	Mr Taylor
Mr Cade	Mr Gettman	Mr M'Kown	Mr Warner
Mr Campbell	Mr Hogeboom	Mr Oliver	Mr Wheeler 17
Mr John Carpenter			

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *appointing a Comptroller in this ſtate*," reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day to-morrow, for this Houſe to go into committee of the whole Houſe on the ſaid bill.

Reſolved, That a committee be appointed to conſider and report whether any, and if any what encouragement ought to be given to ſuch of the citizens of this ſtate as will engage in the manufactory of ſalt-petre and gunpowder, and that Mr. Maſon, Mr. Williamſon and Mr. Bleecker be of the ſaid committee.

A meſſage from the Hon. the Senate, delivered be Mr. Schenck and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to divide the town of Cherry-Valley, and altering the names of the towns therein mentioned*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Schenck and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate do concur in the firſt amendment to the bill, entitled "An act *relative to the acknowledgment of deeds*," and do not concur in the two laſt amendments to the bill.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

The Hon. the Senate returned, by Mr. Schenck and Mr. Van Schoonhoven, the bill, entitled "An act *relative to certain confiſcated lands in the counties of Saratoga and Montgomery*.

Ordered, That Mr. Marvin and Mr. Maſon deliver the bill to the Hon. the Council of Reviſion.

Then the Houſe adjourned until eleven of the clock to-morrow morning.

Tueſday, eleven o'clock A. M. *February 7th*, 1797.

The bill, entitled "An act *for the relief of Samuel Ryer*;" the bill, entitled "An act *for the grant of money to complete a bridge over Schohary-river, in the county of Montgomery*," and the bill, entitled "An act *to divide the town of Cherry-Valley, and for altering the names of the towns therein mentioned*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *authoriſing the ſale of the public ſtocks therein mentioned*," was read the third time, and paſſed.

Ordered, That Mr. Marvin and Mr. Maſon deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A petition of Stephen Benedict and others, inhabitants of the county of Saratoga, praying alterations and amendments to the law, "*for ſuppreſſing vice and immorality*," was read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of Samuel Loudon was read, and ordered to lie on the table.

A petition of Abel Friſbie and others, and a petition of Seth Phelps and others, inhabitants of the weſtern part of the county of Onondaga, praying the excluſive right of eſtabliſhing a ferry acroſs the Cayuga-lake, was read, and referred to the Members attending in this Houſe from the counties of Onondaga, Ontario and Schohary.

A petition of John Joyce, praying compenſation for improvements made by him on lot number 36, in Jauncey and Clark's patent, which lot was forfeited to the people of this ſtate by the attainder of ſaid Jauncey, and ſold by the commiſſioners of forfeitures for the Weſtern Diſtrict, was read, and referred to Mr. White, Mr. Crawford and Mr. M'Kinſtry.

Mr. Verplanck, from the committee to whom was referred the petition of Robert Boyd, reported in favor of the petitioner.

Ordered, That the ſaid committee do prepare and bring in a bill for the relief of the petitioner.

Mr. Brayton, from the committee to whom was referred the petition of Nathan Andrus and others, inhabitants of the 20 towns, praying to be erected into a new county, reported againſt the prayer of the petitioners; which report was agreed to by the Houſe.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for eſtabliſhing the permanent ſeat of government*," reported that in proceeding in the ſaid bill a clauſe was read and is in the words following, viz. *And be it further enacted*, That for defraying all needful expences that may acrue in erecting ſuch building or buildings, the treaſurer of this ſtate ſhall and he is hereby authorized and required to pay to the ſaid commiſſioners or to their order, a ſum not exceeding dollars, out of any monies in the treaſury not otherwiſe appropriated: That Mr. Griſwold made a motion, that the blank in the ſaid clauſe ſhould be filled up with the ſum of *ten thouſand*—That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Bill	Mr Eaker	Mr Maſon	Mr D. Ten Broeck
Mr Bird	Mr Fort	Mr Metcalfe	Mr Tyler
Mr Blanchard	Mr Grey	Mr M'Clelland	Mr Van Eps
Mr Brayton	Mr Gettman	Mr M'Kinſtry	Mr S. Veeder
Mr Breeſe	Mr Griſwold	Mr M'Kown	Mr P. Veeder
Mr Brett	Mr Halſey	Mr Morſe	Mr Verplanck
Mr Brown	Mr Hochſtraſser	Mr Ogden	Mr Warner
Mr John Carpenter	Mr Holcomb	Mr Prince	Mr Wendell
Mr Chipman	Mr Hyde	Mr Rice	Mr Wheeler
Mr Clark	Mr Lanſing	Mr Ryerſs	Mr White
Mr Comſtock	Mr Leland	Mr Savage	Mr Will
Mr Conyne	Mr Leonard	Mr Schuyler	Mr Williamſon
Mr Coryell	Mr LeRoy	Mr Taylor	Mr Wood 52

For the Negative.

Mr S. A. Barker	Mr Crane	Mr Marvin]	Mr Joſeph Smith
Mr J. Barker	Mr Crawford	Mr Miller	Mr John Smith
Mr Benton	Mr Davis	Mr M'Neil	Mr Jacob Smith
Mr Blanch	Mr DeWitt	Mr Nash	Mr Speaker
Mr Bleecker	Mr Hale	Mr Oakley	Mr Teed
Mr Bockee	Mr Hausbrook	Mr Oliver	Mr A. Ten Broeck
Mr Bruyn	Mr Hogeboom	Mr Pearce	Mr Thompſon
Mr Burr	Mr Kent	Mr Pearſall	Mr Tylee
Mr Cade	Mr Kiſsam	Mr Platt	Mr Vandevoort
Mr Joſeph Carpenter	Mr Lamb	Mr Poſt	Mr Vosburgh
Mr Cooley	Mr Landon	Mr Roſevelt	Mr Youngs 47
Mr Cornwall	Mr Little	Mr Sears	

Mr. Foote further reported, that the committee had gone through the ſaid bill, made amendments, filled up the blanks, added clauſes, and altered the title—the altered title is " An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. D. Ten Broeck, in behalf of Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *appointing a Comptroller in this ſtate*," reported, that after the committee had gone through the bill, made amendments, and added a clauſe, Mr. Cooley made a motion, that the ſaid bill ſhould be rejected: That debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Cooley, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Davis	Mr Metcalfe	Mr Speaker
Mr J. Barker	Mr DeWitt	Mr Miller	Mr Taylor
Mr Benton	Mr Eaker	Mr M'Kinſtry	Mr Teed
Mr Bill	Mr Foote	Mr M'Kown	Mr A. Ten Broeck
Mr Bird	Mr Fort	Mr M'Niel	Mr Thompſon
Mr Blanchard	Mr Grey	Mr Nash	Mr Tylee
Mr Bleecker	Mr Gettman	Mr Oakley	Mr Tyler
Mr Bockee	Mr Griſwold	Mr Ogden	Mr Vandevoort
Mr Breeſe	Mr Halſey	Mr Oliver	Mr Van Eps
Mr Brett	Mr Hausbrook	Mr Pearce	Mr S. Veeder
Mr Brown	Mr Hogeboom	Mr Pearſall	Mr P. Veeder
Mr Bruyn	Mr Holcomb	Mr Platt	Mr Verplanck
Mr Burr	Mr Hyde	Mr Poſt	Mr Vosburgh
Mr Campbell	Mr Kent	Mr Prince	Mr Warner
Mr John Carpenter	Mr Kiſsam	Mr Rice	Mr Wendell
Mr Joſeph Carpenter	Mr Lamb	Mr Roſevelt	Mr Wheeler
Mr Chipman	Mr Landon	Mr Ryerſs	Mr White
Mr Conyne	Mr Lanſing	Mr Schuyler	Mr Will
Mr Cornwall	Mr Leonard	Mr Sears	Mr Williamſon
Mr Coryell	Mr LeRoy	Mr Joſeph Smith	Mr Wood
Mr Crane	Mr Little	Mr John Smith	Mr Youngs 37
Mr Crawford	Mr Maſon	Mr Jacob Smith	

For the Affirmative.

Mr Blanch	Mr Clark	Mr Hale	Mr M'Clelland
Mr Brayton	Mr Comſtock	Mr Leland	Mr Morſe
Mr Cade	Mr Cooley	Mr Marvin	Mr Savage 12

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That Mr. Maſon and Mr. Metcalfe deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

Mr. Maſon, from the committee to whom was referred the petition of John Poſt, Iſaac Brayton and Nathan Smith, reported, in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for the relief of John Poſt and others*," which was read the firſt time, and ordered a ſecond reading.

The Hon. the Senate returned, by Mr. Van Schoonhoven and Mr. Watſon, the bill, entitled " An act *for the relief of James Requa and Ezekiel Canfield.*"

Ordered, That Mr. Maſon and Mr. Metcalfe deliver the bill to the Hon. the Council of Reviſion.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock A. M. 8th February, 1797.

The bill, entitled " An act *for the relief of John Poſt, and others*," was read a ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled " An act *appointing a comptroller in this ſtate*," with the engroſſed amendments, was read a third time, and paſſed.

Ordered, That Mr. Maſon and Mr. Metcalfe deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

A petition of Richard Woodhull, of the county of Orange, praying a grant of 1500 acres of land, on the weſtern ridge of Haverſtraw mountains, in the ſaid county ; and a petition of William Cockburn, praying a grant of one thouſand acres of land along the eaſterly ſide of the Blue mountains, were ſeverally read, and referred to the committee of the whole Houſe, when on the bill, entitled " An act *authoriſing the commiſſioners of the land-office to grant letters patent for the lands therein mentioned to Martin Tice and Daniel Cahill.*"

A petition of Benjamin Ray and others, inhabitants of the eaſtern part of the county of Tioga, remonſtrating againſt the propoſed union of part of the county of Tioga with a part of the county of Herkimer, was read, and ordered to lie on the table.

A petition of Ebenezer Hills, of the town of Watervliet, in the county of Albany, relative to a deed for a lot of land containing 500 acres in the townſhip of Cato, was read, and referred to Mr. Bird, Mr. Brayton and Mr. Brett.

A petition of Albert Pawling and one hundred and five others ; a petition of Thomas P. Williams and thirty-one others ; a petition of Robert Woodworth and ſeven others ; a petition of Jonas Coe and ſeventy-nine others, inhabitants of the county of Renſſelaer, praying additions and amendments to the law *for ſuppreſſing vice and immorality*, were ſeverally read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Savage, Mr. Bleecker, Mr. J. Barker and Mr. Leland.

A petition of Hannah Smith, was read, and ordered to lie on the table.

Mr. Wood, from the committee to whom was referred the petition of Elias Querea, reported, that in the opinion of the committee, the exiſting laws afford relief to the petitioner, in caſe his claim can be ſubſtantiated, and that it would be improper to make any legiſlative proviſion in the premiſes ; they are therefore of opinion that the petitioner have leave to withdraw his petition : which report was agreed to by the Houſe.

Mr. Little, from the committee to whom was referred the petition of the Corporation of the city of New-York, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *to authoriſe the raiſing of monies by tax in the city and county of New-York, for defraying the public expences*," which was read the firſt time, and ordered a ſecond reading.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," reported proceſs, and obtained leave to ſit again.

Mr. Barker further reported, that the committee had agreed to a reſolution in the words following, viz.

Reſolved, as the ſenſe of this committee, that a committee be appointed to report a just apportionment of the repreſentation in the Aſſembly of this ſtate, agreeable to the conſtitution, from the counties of Otſego, Ulſter, and from the propoſed county of Delaware ; which was agreed to by the Houſe. Thereupon,

Reſolved, That a committee be appointed to report a juſt apportionment of the repreſentation in the Aſſembly of this ſtate, agreeable to the conſtitution, from the counties of Otſego, Ulſter, and from the propoſed county of Delaware, and that Mr. Foote, Mr. Brett and Mr. Burr, be of the ſaid committee.

A meſſage from the Hon the Senate, delivered by Mr. Watſon and Mr. White, with a bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *relative to the courts of common pleas in the county of Clinton*," to which they requeſt the concurrence of this Houſe ; the ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Watſon and Mr. Whit with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitle "An act *for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion b tween the towns of Oyſter-Bay and Huntington, as is therein mentioned*," with the amen ments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-mo row.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Watſon and Mr. Whit with the bill therein mentioned, was read, that the Senate do concur with this Hou in their firſt, ſecond and third amendments to the bill, entitled "An act *for appointi a comptroller in this ſtate*," and do not concur in the two other amendments.

Ordered, That the re-conſideration of the ſaid amendments be poſtponed until t morrow.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled "An act *ſettle diſputes concerning titles to lands in the county of Onondaga*," reported, that in p ceeding in the ſaid bill, Mr. Bird made a motion, that the ſaid bill ſhould be rejecte That debates were had thereon, and the queſtion being put, whether the committee agree to the motion of Mr. Bird, it paſſed in the negative in the manner following, v

For the Negative.

Mr S. A. Barker	Mr Davis	Mr M'Kinſtry	Mr Speaker
Mr J. Barker	Mr Foote	Mr M'Kown	Mr Teed
Mr Benton	Mr Fort	Mr M'Neil	Mr A. Ten Broeck
Mr Bill	Mr Hale	Mr Morſe	Mr D. Ten Broeck
Mr Bleecker	Mr Halſey	Mr Nash	Mr Thompſon
Mr Bockee	Mr Hausbrook	Mr Oakley	Mr Tylee
Mr Breeſe	Mr Hogeboom	Mr Ogden	Mr Tyler
Mr Brown	Mr Holcomb	Mr Oliver	Mr Van Eps
Mr Bruyn	Mr Hyde	Mr Pearſall	Mr S. Veeder
Mr Burr	Mr Kent	Mr Platt	Mr P. Veeder
Mr John Carpenter	Mr Kiſsam	Mr Poſt	Mr Verplanck
Mr Joſeph Carpenter	Mr Landon	Mr Prince	Mr Warner
Mr Chipman	Mr Leland	Mr Roſevelt	Mr Wendell
Mr Clark	Mr LeRoy	Mr Schuyler	Mr Wheeler
Mr Conyne	Mr Little	Mr Sears	Mr White
Mr Cornwall	Mr Marvin	Mr Joshua Smith	Mr Will
Mr Coryell	Mr Maſon	Mr John Smith	Mr Williamſon
Mr Crane	Mr Metcalfe	Mr Jac. Smith	Mr Youngs
Mr Crawford	Mr Miller		74

For the Affirmative.

MrBaldwin	Mr Campbell	Mr Gettman	Mr Rice
Mr Bird	Mr Comſtock	Mr Griſwold	Mr Savage
Mr Blanch	Mr Cooley	Mr Lanſing	Mr Taylor
Mr Blanchard	Mr DeWitt	Mr Leonard	Mr Vosburgh
Mr Brett	Mr Eaker	Mr M'Clelland	
Mr Cade	Mr Grey	Mr Pearce	29

Mr. Wood, reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for to-morrow.

Mr. Ogden, from the committee to whom was referred the meſſage from his Ex lency the Governor, incloſing a letter to him from the Surveyor-General, relative map of this ſtate, reported, that the committee had prepared a bill, and had dire him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Ogden brought in the ſaid bill, entitled "An act *in addition to an act*, ent "*An act for the further direction of the commiſſioners of the land-office, and for other poſes therein mentioned*," which was read the firſt time, and ordered a ſecond readin

Mr. Griſwold, from the committee to whom was referred the petition of the inh tants of the twenty towns in the counties of Herkimer and Tioga, reported,

That by a law, paſſed the 25th day of February, 1789, that tract of land, in counties of Herkimer and Tioga, known by the Twenty Townſhips, was ordered directed to be laid into towns and allotted into lots of 250 acres each, by the Surve General; and that in every townſhip, the Surveyor-General was directed, to mark lot on the map *Goſpel*, and one other lot *Schools*, which lots were to be as centr might be, and the lots ſo marked were not to be ſold.—But the lots marked G were to be reſerved for, and applied to ſupport the *goſpel* in ſuch townſhip; and lot marked *Schools*, for the uſe of *ſchools* in ſuch townſhip; That the Surveyor-Gen on the map of the ſaid Twenty Towns marked the two lots in each of the ſaid t agreeable to the above mentioned law; That by a law, paſſed the 22d day of M 1791, the commiſſioners of the land-office were authoriſed to ſell and diſpoſe of a the *waſte* and *unappropriated* lands in this ſtate, in ſuch parcels, on ſuch terms, a ſuch manner as they ſhould judge moſt conducive to the intereſt of this ſtate, e

the lands in the Southern Diſtrict of this ſtate, and all lands reſerved by any act of the Legiſlature for the uſe of this ſtate; and that the commiſſioners of the land-office afterwards ſold the lands in the Twenty Townſhips, without making any reſervation of the two lots marked *Goſpel* and *Schools*.

Ordered, That the conſideration of the ſaid report be poſtponed until to-morrow.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock A. M. *9th February*, 1797.

The bill, entitled "An act *to authoriſe the raiſing of monies by tax in the city and county of New-York for defraying the public expences;*" the bill, entitled "An act *in addition to an act, entitled "An act for the further direction of the commiſſioners of the land-office, and for other purpoſes therein mentioned,*" and the bill, entitled "An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton,*" were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned,*" was read the third time, and paſſed.

Ordered, That Mr. Metcalfe and Mr. Miller deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A petition of James Waters and Nancy Waters, legatees of Talman Waters, deceaſed, ſtating that Samuel Doughty, executor of the ſaid Talman Waters, had loaned to Joſeph Ford, of Jamaica, Queens county, the ſum of £ 300, half of which was the property of the petitioners; that the eſtate of the ſaid Joſeph Ford became forfeited to the ſtate, and the monies ariſing therefrom lodged in the treaſury; praying relief, was read, and referred to Mr. Cornwall, Mr. Vandevoort and Mr. Joſhua Smith.

A petition of Charles Ternard and others, of the city of New-York, ſtating that they were among the number of ſufferers by the late fire in New-York, and praying legiſlative aid, was read, and referred to Mr. Hale, Mr. Verplanck and Mr. Bruyn.

A petition of Aldert Rooſa and Juſtus Banks, relative to the boundary of a tract of land purchaſed by them of the commiſſioners of forfeitures for the Weſtern Diſtrict, was read, and referred to Mr. Ogden, Mr. LeRoy and Mr. Eaker.

The Hon. the Senate returned, by Mr. White and Mr. Arndt, the bill, entitled "An act *to amend the act, entitled "An act to prevent the bringing in and ſpreading of infectious diſeaſes within this ſtate.*"

Ordered, That Mr. M'Clelland and Mr. M'Kinſtry deliver the bill to the Hon. the Council of Reviſion.

The Houſe proceeded to the re-conſideration of the amendments of this Houſe to the bill, entitled "An act *for appointing a comptroller in this ſtate,*" which were not concurred in by the Honorable the Senate; one of the ſaid amendments was to ſtrike out the word "*three*" in the clauſe and inſert "*two,*" which being read and re-conſidered, and debates had thereon, Mr. Speaker put the queſtion, whether the Houſe did recede from their ſaid amendment, which was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr S. A. Barker	Mr Grey	Mr M'Kinſtry	Mr D. Ten Broeck	
Mr J. Barker	Mr Griſwold	Mr M'Kown	Mr Tylee	
Mr Benton	Mr Hale	Mr M'Neil	Mr Tyler	
Mr Bill	Mr Halſey	Mr Morton	Mr Vandevoort	
Mr Blanchard	Mr Hochſtraſſer	Mr Oakley	Mr P. Veeder	
Mr Bleecker	Mr Holcomb	Mr Ogden	Mr Verplanck	
Mr Brown	Mr Kent	Mr Oliver	Mr Wheeler	
Mr Burr	Mr Kiſſam	Mr Pearſall	Mr White	
Mr Joſeph Carpenter	Mr Lamb	Mr Rice	Mr Will	
Mr Chipman	Mr LeRoy	Mr Roſevelt	Mr Williamſon	
Mr Cornwall	Mr Little	Mr Ryerſs	Mr Wood	
Mr Coryell	Mr Maſon	Mr John Smith	Mr Youngs	51
Mr Davis	Mr Metcalfe	Mr A. Ten Broeck		

For the Negative.

Mr Baldwin	Mr DeWitt	Mr Marvin	Mr Sears	
Mr Blanch	Mr Eaker	Mr Miller	Mr Joſeph Smith	
Mr Bockee	Mr Fort	Mr M'Clelland	Mr Jacob Smith	
Mr Brayton	Mr Gettman	Mr Morſe	Mr Taylor	
Mr Bruyn	Mr Hausbrook	Mr Nash	Mr Teed	
Mr Cade	Mr Hogeboom	Mr Pearce	Mr Thompſon	
Mr Campbell	Mr Hyde	Mr Platt	Mr Van Eps	
Mr John Carpenter	Mr Landon	Mr Poſt	Mr S. Veeder	
Mr Comſtock	Mr Lanſing	Mr Prince	Mr Vosburgh	
Mr Conyne	Mr Leland	Mr Savage	Mr Warner	
Mr Cooley	Mr Leonard	Mr Schuyler	Mr Wendell	45
Mr Crane				

The other of the ſaid amendments was to add a clauſe to the ſaid bill, which clauſe was again read, and is in the words following: And be it further enacted, That this act ſhall be and continue in force three years from the paſſing thereof. The ſame having been re-conſidered, and debates had thereon, Mr. Speaker put the queſtion, whether the Houſe did recede from their ſaid amendment, which paſſed in the negative, in manner following, viz.

For the Negative.

Mr Baldwin	Mr Comſtock	Mr Lanſing	Mr Schuyler
Mr J. Barker	Mr Cooley	Mr Leland	Mr Sears
Mr Benton	Mr Coryell	Mr Leonard	Mr Joſeph Smith
Mr Bird	Mr Crane	Mr Marvin	Mr Jacob Smith
Mr Blanch	Mr Crawford	Mr Miller	Mr Taylor
Mr Bockee	Mr DeWitt	Mr M'Clelland	Mr Teed
Mr Brayton	Mr Eaker	Mr Morſe	Mr Thompſon
Mr Brett	Mr Fort	Mr Nash	Mr Van Eps
Mr Bruyn	Mr Gettman	Mr Oakley	Mr S. Veeder
Mr Burr	Mr Halſey	Mr Ogden	Mr P. Veeder
Mr Cade	Mr Hausbrook	Mr Pearce	Mr Vosburgh
Mr Campbell	Mr Hogeboom	Mr Platt	Mr Warner
Mr John Carpenter	Mr Holcomb	Mr Poſt	Mr Wheeler
Mr Joſeph Carpenter	Mr Hyde	Mr Prince	Mr Youngs 59
Mr Clark	Mr Landon	Mr Savage	

For the Affirmative.

Mr S. A. Barker	Mr Grey	Mr M'Kinſtry	Mr D. Ten Broeck
Mr Bill	Mr Griſwold	Mr M'Kown	Mr Tylee
Mr Blanchard	Mr Hale	Mr M'Niel	Mr Tyler
Mr Bleecker	Mr Hochſtraſſer	Mr Morton	Mr Vandevoort
Mr Breeſe	Mr Kent	Mr Oliver	Mr Verplanck
Mr Brown	Mr Kiſſam	Mr Pearſall	Mr Wendell
Mr Chipman	Mr Lamb	Mr Rice	Mr White
Mr Conyne	Mr LeRoy	Mr Roſevelt	Mr Will
Mr Cornwall	Mr Little	Mr Ryerſs	Mr Williamſon
Mr Davis	Mr Maſon	Mr John Smith	Mr Wood 43
Mr Foote	Mr Metcalfe	Mr A. Ten Broeck	

Thereupon,

Reſolved, That this Houſe do recede from their amendment not concurred in by the Hon. the Senate, which is for that purpoſe deſignated in the margin of the amendments, and do adhere to their other amendment.

Ordered, That Mr. Miller and Mr. M'Clelland deliver the bill, amendments and a a copy of the preceding reſolution, to the Hon. the Senate.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion between the towns of Oyſter-Bay and Huntington as is therein mentioned;*" the bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. M'Clelland and Mr. M'Kinſtry deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the ſaid bill, and that the ſame is amended accordingly.

The Houſe proceeded to the re-conſideration of the amendments of this Houſe to the bill, entitled "An act *relative to the acknowledgment of deeds*," which were not concurred in by the Hon. the Senate; the ſaid amendments were read and re-conſidered, and Mr. Speaker put the queſtion, whether the Houſe did recede from their ſaid amendments, which was carried in the affirmative. Thereupon,

Reſolved, That this Houſe do recede from their ſaid amendments not concurred in by the Hon. the Senate.

Ordered, That Mr. M'Clelland and Mr. M'Kinſtry deliver the bill, amendments and a copy of the preceding reſolution, to the Hon. the Senate.

Mr. Griſwold, from the committee to whom was referred the petition of Iſaac Foote, reported in favor of the petitioner, and that a bill ſhould be brought in for his relief.

Ordered, That the ſame committee do prepare and bring in ſuch bill.

Mr. Morton, from the committee appointed for that purpoſe, brought in a bill, entitled "An act *to veſt the eſtate of William Shepherd, deceaſed, in truſtees for the purpoſes therein mentioned*," which was read the firſt time, and ordered a ſecond reading.

Mr. Williamſon, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for laying out the reſerved lots at Oſwego into town lots for the diſpoſal thereof*," which was read the firſt time, and ordered a ſecond reading.

Mr. Lanſing, from the committee to whom was referred the petition of James Blake, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An

act *for the relief of James Blake*," which was read the firſt time, and ordered a ſecond reading.

Mr. Breeſe, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled " An act *for regiſtering of deeds and conveyances*," which was read the firſt time, and ordered a ſecond reading.

Mr. White, from the committee to whom was referred the petition of Martin Van Buſkirk and Walter Rawleigh, reported, that it appears to the committee from the documents accompanying the petition, that Walter Rawleigh and Martin Van Buſkirk have expended the ſum of four hundred and five pounds two ſhillings and ten pence, in erecting a bridge over Hoſack-river, in the town of Cambridge, on the public road leading from the northern part of the ſtate of Vermont to Lanſingburgh, and that they have received by ſubſcription the ſum of £100. and the further ſum of £175. from the commiſſioners of roads for the Eaſtern Diſtrict; and that it appears to the committee, that there remains a balance due to the ſaid Walter Rawleigh and Martin Van Buſkirk of £130 2 10. for which they have received no compenſation; the committee are therefore of opinion, that the prayer of the petitioners ought to be granted, and that a bill ſhould be brought in for that purpoſe.

Ordered, That the ſame committee do prepare and bring in ſuch bill.

Mr. Baldwin, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled " An act *to eſtabliſh a juriſdiction line between the county of Saratoga and the town of Schenectady, and to repeal the act therein mentioned*," which was read the firſt time, and ordered a ſecond reading.

Mr. Halſey, from the committee to whom was referred the petition of Allen Beach and others, and the petition of Ebenezer Butter, jun. and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for dividing certain towns in the county of Onondaga*," which was read the firſt time, and ordered a ſecond reading.

Mr. Oakley, from the committee to whom was referred the petition of Roſwell Hopkins, late a lieut. colonel in the militia of this ſtate, praying an allowance for depreciation of pay received by him, and alſo compenſation for his extraordinary ſervices during the late war, reported, that although the matter ſtated in the petition is ſupported by ſufficient evidence, the committee are of opinion, that it would be inexpedient to adopt the principle of making compenſation for claims of this kind, and that the prayer of the petitioner ought not to be granted; which report was agreed to by the Houſe.

Mr. Kent, from the committee to whom was referred the petition of the heirs and executors, of John Rodman and Thomas Rodman, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *to confirm the diviſion of certain lands in Queens county between the heirs of John Rodman and Thomas Rodman*," which was read the firſt time, and ordered a ſecond reading.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *to ſettle diſputes concerning titles to lands in the county of Onondaga*," reported the proceedings of the ſaid committee to have been as follows, viz.

That in proceeding in the ſaid bill, the third enacting clauſe was read, and is in the words following, viz.

And be it further enacted, That the ſaid commiſſioners ſhall as ſoon as conveniently may be after the firſt day of June next, aſſemble together at the

and then and there and at ſuch other times and places as they ſhall from time to time think proper to appoint for that purpoſe, proceed to execute the truſts repoſed in them by this act, and ſhall cauſe their award or determination upon every claim or controverſy reſpecting any lands in the ſaid county of Onondaga to be entered in a book or books to be by them provided for that purpoſe; which award or determination ſhall after the expiration of two years after the making thereof, become binding and concluſive to all perſons, except ſuch as conceiving themſelves aggrieved by any ſuch award or determination ſhall within the ſaid two years appeal from the ſame, and give notice thereof to the ſaid commiſſioners, or file the ſame in the office of the clerk of the county of Onondaga, and ſhall alſo, if not in the actual poſſeſſion of ſuch land, within *three* years after ſuch award or determination, commence a ſuit or ſuits, either at law or in equity to recover the land, or to eſtabliſh his or her right to the ſame, and ſhall proſecute ſuch ſuit or ſuits with effect; in which caſe ſuch award or determination ſhall not operate as a bar to ſuch ſuit or ſuits; but if no ſuch ſuit or ſuits are brought and proſecuted to

effect within the times aforeſaid, then the ſaid award or determination of the commiſſioners ſhall be final and concluſive. And in caſe any ſuch ſuit commenced within the times aforeſaid ſhall abate by the death of the defendant, then the party appealing, or if by his death, then his heirs or deviſees, may at any time within one year revive ſuch ſuit, or if neceſſary commence a new ſuit for the purpoſe aforeſaid, and proſecute the ſame with like effect as ſuch firſt ſuit might have been proſecuted, if it had not abated as aforeſaid; and the ſaid commiſſioners are hereby directed to enter in the ſaid book or books, a note of the time of receiving all ſuch appeals; and when they ſhall have executed the truſts and duties by this act committed to them, they ſhall depoſit the ſaid book or books and the appeals received by them in the office of the clerk of the ſaid county of Onondaga, there to remain as records of their proceedings.—Provided always, that if the parties in any caſe will enter into a rule or agreement before the ſaid commiſſioners to abide by their determination, then and in every ſuch caſe, the award or determination of the ſaid commiſſioners ſhall be final and concluſive as to ſuch parties and their heirs for ever."

That Mr. Griſwold made a motion, that the word *three* ſhould be obliterated, and the word *five* ſhould be inſerted. That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Crawford	Mr Marvin	Mr Sears
Mr S. A. Barker	Mr Davis	Mr Maſon	Mr Joſhua Smith
Mr J. Barker	Mr Foote	Mr Metcalfe	Mr Jacob Smith
Mr Benton	Mr Fort	Mr Miller	Mr Speaker
Mr Bill	Mr Hale	Mr M'Clelland	Mr Taylor
Mr Blanchard	Mr Halſey	Mr M'Kown	Mr Teed
Mr Bleecker	Mr Hauſbrook	Mr Morton	Mr Tylee
Mr Bockee	Mr Hochſtraſſer	Mr Naſh	Mr Tyler
Mr Brayton	Mr Holcomb	Mr Oakley	Mr Vandevoort
Mr Breeſe	Mr Hyde	Mr Oliver	Mr Van Eps
Mr Brown	Mr Kent	Mr Pearſall	Mr S. Veeder
Mr Bruyn	Mr Kiſſam	Mr Platt	Mr P. Veeder
Mr Burr	Mr Lamb	Mr Poſt	Mr Wendell
Mr John Carpenter	Mr Landon	Mr Prince	Mr Wheeler
Mr Cornwall	Mr Leland	Mr Roſevelt	Mr Will
Mr Coryell	Mr LeRoy	Mr Schuyler	Mr Williamſon
Mr Crane	Mr Little		66

For the Affirmative.

Mr Bird	Mr Conyne	Mr Hogeboom	Mr Ryerſs
Mr Blanch	Mr Cooley	Mr Lanſing	Mr Savage
Mr Brett	Mr DeWitt	Mr Leonard	Mr John Smith
Mr Cade	Mr Eaker	Mr M'Niel	Mr Thompſon
Mr Joſeph Carpenter	Mr Grey	Mr Morſe	Mr Verplanck
Mr Clark	Mr Gettman	Mr Ogden	Mr Voſburgh
Mr Comſtock	Mr Griſwold	Mr Pearce	Mr Warner 28

Mr. Wood further reported, that in proceeding further in the ſaid bill, Mr. Savage made a motion, that a clauſe ſhould be added to the ſaid bill, which was read, and is in the words following, viz.

Provided always, and be it further enacted, that the ſaid commiſſioners ſhall not take any examination, nor give any opinion concerning the title of any lands in ſaid county, except the parties claiming the ſame, ſhall mutually agree to ſubmit the ſame to them; in which caſe the determination of the commiſſioners ſhall be binding and concluſive on the perſons ſo agreeing.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

Mr. Wood further reported, that in proceeding further in the ſaid bill, Mr. Bird made a motion, that a clauſe ſhould be added to the ſaid bill, which was read, and is in the words following, viz.

" And be it further enacted, That all expences incurred in procuring any witneſſes ſhall be at the proper charges of the perſon, in whoſe favor ſuch witneſſes ſhall attend at the ſame rate as in the courts of law in this ſtate;" which was carried in the affirmative.

Mr. Wood reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for to-morrow.

Ordered, That it be the order of the day for Tueſday next, for this Houſe to go into committee of the whole Houſe on the bill, entitled An act *to regulate highways*."

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. 10*th February*, 1797.

The bill, entitled " An act *to veſt the eſtate of William Shepherd, deceaſed, in truſtees for the purpoſes therein mentioned*;" the bill, entitled " An act *for laying out the reſerved lands at Oſwego into town lots, and for the diſpoſal thereof*;" the bill, entitled " An act *for the relief of James Blake*; the bill, entitled " An act *for regiſtering deeds and conveyances*; the bill, entitled " An act *to eſtabliſh a juriſdiction line between the county of Saratoga and the town of Schenectady, and to repeal the act therein mentioned*;" the bill, entitled " An act *for dividing certain towns in Onondaga*," and the bill, entitled " An act *to confirm the diviſion of certain lands in Queens county between the heirs of John Rodman and Thomas Rodman*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

A petition of John Meyer and others, inhabitants of the county of Herkimer, relative to the poſt-road in the ſaid county, was read, and referred to Mr. Brown, Mr. Platt and Mr. John Barker.

A petition of Ann Provooſt of the city of New-York, praying that the balance of a certain ſum of money which ſhe paid for what is called the partial tax may be refunded her, was read, and referred to the committee of the whole Houſe, when on the bill, entitled " An act *for the relief of Matthias Nack and Rynier Nack*."

A petition of Thomas Janſen, jun. and Johannis Janſen, praying a grant of vacant and unappropriated lands in Ulſter county, was read, and and referred to the Surveyor-General.

Mr. Bill, from the committee to whom was referred the petition of Peter Swart and others, inhabitants of the county of Schohary, praying a diviſion of the ſaid county into towns, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for dividing the county of Schohary into towns*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, delivered by Mr. Arndt and Mr. Bronk, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled " An act *relative to the acknowledgment of deeds*," and have amended the bill accordingly.

Ordered, That Mr. M'Kinſtry and Mr. M'Kown return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Arndt and Mr. Bronk, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *authoriſing the ſale of the public ſtocks therein mentioned*," with the amendment therewith delivered.

The Houſe proceeded to the conſideration of the ſaid amendment, which was to alter the title—that the altered title is, " An act *to render the funds of this ſtate more productive of revenue*;" the ſaid amendment being read the ſecond time, was concurred in by the Houſe, and the bill amended accordingly.

Ordered, That that Mr. M'Kown and Mr. M'Niel deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendment of the Hon. the Senate, and that the ſame is amended accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Arndt and Mr. Bronk, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *to confirm the proceedings of the courts of common pleas and general ſeſſions of the peace held in the county of Onondaga*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *to ſettle diſputes concerning titles to lands in the county of Onondaga*," reported the proceedings of the ſaid committee to have been as follows, viz.

The firſt enacting clauſe, which had been agreed to was again read, and is in the words following, viz.

BE it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That ſhall be and hereby are appointed commiſſioners, with full power to them or any two of them, to hear, examine, award and determine according to law and equity, all diſputes and controverſies reſpecting the titles, and all claims whatſoever to any lands in the county of Onondaga, and to examine any party or parties, ſubmitting to their examination, and witneſſes on oath, and to commit any witneſs refuſing to be ſworn or to anſwer any queſtion or queſtions touching the premiſes, to the gaol of the county of Onondaga, there to remain until he or ſhe ſhall ſubmit to be ſworn.

and to anſwer ſuch queſtion or queſtions—Provided always, that no perſon ſhall be obliged to anſwer any queſtion which may tend to charge himſelf or herſelf with any crime, nor ſhall any witneſs be compelled to anſwer any queſtion or queſtions wherein he or ſhe ſhall be intereſted. That Mr. S. A. Barker made a motion, that the ſaid clauſe ſhould be reconſidered, which was agreed to.

That Mr. S. A. Barker then made a motion, that the ſaid clauſe ſhould be amended, to read as follows, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That the Perſon adminiſtering the Government of this ſtate, by and with the advice and conſent of the Council of Appointment, ſhall as ſoon as may be after the paſſing of this act, appoint three commiſſioners, who ſhall have full power to hear, examine, award and determine, according to law and equity, all diſputes and controverſies reſpecting the titles, and all claims whatſoever to any lands in the county of Onondaga, and to examine any party or parties ſubmitting to their examination, and witneſſes on oath, and to commit any witneſs refuſing to be ſworn or to anſwer any queſtion or queſtions touching the premiſes, to the gaol of the county of Onondaga, there to remain until he or ſhe ſhall ſubmit to be ſworn, and to anſwer ſuch queſtion or queſtions—Provided always, that no perſon ſhall be obliged to anſwer any queſtion which may tend to charge himſelf or herſelf with any crime, nor ſhall any witneſs be compelled to anſwer any queſtion or queſtions wherein he or ſhe ſhall be intereſted; which was carried in the affirmative.

That Mr. Comſtock made a motion, that a clauſe ſhould be added to the ſaid bill, which was read and is in the words following, viz.

And be it further enacted, That the commiſſioners to be appointed by virtue of this act ſhall not exerciſe any of the powers hereby granted to them after the

which was alſo carried in the affirmative.

That in proceeding further in the ſaid bill, a clauſe was read, and is in the words following, viz.

And be it further enacted, That all and every power and truſt hereby veſted in the ſaid commiſſioners, may be executed and performed by them or any two of them; and that each of the ſaid commiſſioners ſhall be allowed for his ſervices including his expences, a day for every day he ſhall be employed in the buſineſs aforeſaid; and they are hereby directed to lay their accounts thereof, with an account of their diſburſements for purchaſing the ſaid books and for printing the ſaid advertiſements, before the Legiſlature, in order that proviſion may be made for the payment thereof.

That Mr. Bleecker made a motion, that the blank in the ſaid clauſe ſhould be filled up with the words "*ten dollars*." That Mr. D. Ten Broeck made a motion, that the blank in the ſaid clauſe ſhould be filled up with the words "*eight dollars*." That Mr. Verplanck made a motion, that the blank in the ſaid clauſe ſhould be filled up with the words "*ſeven dollars*." That Mr. Poſt made a motion, that the blank in the ſaid clauſe ſhould be filled up with the words "*ſix dollars*." That Mr. Savage made a motion, that the blank in the ſaid clauſe ſhould be filled up with the words "*five dollars*." That Mr. Comſtock made a motion, that the blank in the ſaid clauſe ſhould be filled up with the words "*four dollars*." The queſtion being put, whether the committee did agree to the motion of Mr. Bleecker, it paſſed in the negative. The queſtion being put, whether the committee did agreee to the motion of Mr. D. Ten Broeck, it paſſed in the negative. The queſtion being put, whether the committee did agree to the motion of Mr. Verplanck, it paſſed in the negative. And that the queſtion being put, whether the committee did agree to the motion of Mr. Poſt, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Coryell	Mr Leonard	Mr Schuyler
Mr S. A. Barker	Mr Davis	Mr Little	Mr John Smith
Mr Bill	Mr Foote	Mr Maſon	Mr A. Ten Broeck
Mr Bleecker	Mr Fort	Mr Metcalfe	Mr D. Ten Broeck
Mr Bockee	Mr Griſwold	Mr M'Kinſtry	Mr Thompſon
Mr Brayton	Mr Halſey	Mr M'Kown	Mr Tylee
Mr Brett	Mr Hansbrook	Mr M'Neil	Mr Tyler
Mr Brown	Mr Hochſtraſſer	Mr Morſe	Mr Vandevoort
Mr Bruyn	Mr Hogeboom	Mr Ogden	Mr S. Veeder
Mr Burr	Mr Holcomb	Mr Oliver	Mr Verplanck
Mr Campbell	Mr Hyde	Mr Pearſall	Mr Wendell
Mr John Carpenter	Mr Kent	Mr Poſt	Mr Wheeler
Mr Chipman	Mr Kiſſam	Mr Prince	Mr White
Mr Clark	Mr Lamb	Mr Roſevelt	Mr Will
Mr Conyne	Mr Lanſing	Mr Ryerſs	Mr Williamſon 62
Mr Cornwall	Mr Leland		

For the Negative.

Mr J. Barker	Mr Crawford	Mr M'Clelland	Mr Jac. Smith	
Mr Benton	Mr DeWitt	Mr Nash	Mr Taylor	
Mr Blanch	Mr Eaker	Mr Oakley	Mr Teed	
Mr Blanchard	Mr Grey	Mr Pearce	Mr Van Eps	
Mr Cade	Mr Gettman	Mr Rice	Mr P. Veeder	
Mr Joſeph Carpenter	Mr Landon	Mr Savage	Mr Vosburgh	
Mr Comſtock	Mr Marvin	Mr Sears	Mr Warner	
Mr Cooley	Mr Miller	Mr Joshua Smith	Mr Youngs	33
Mr Crane				

Mr. Wood further reported, that after the committee had gone through the ſaid bill, made amendments, added clauſes, and filled up the blanks, Mr. Comſtock made a motion, that the ſaid bill ſhould be rejected : That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Davis	Mr Miller	Mr Speaker	
Mr Benton	Mr Foote	Mr M'Kinſtry	Mr Teed	
Mr Bill	Mr Griſwold	Mr M'Kown	Mr A. Ten Broeck	
Mr Bleecker	Mr Halſey	Mr M'Neil	Mr D. Ten Broeck	
Mr Bockee	Mr Hausbrook	Mr Morſe	Mr Thompſon	
Mr Brayton	Mr Hochſtraſser	Mr Nash	Mr Tylee	
Mr Breeſe	Mr Holcomb	Mr Oliver	Mr Tyler	
Mr Brett	Mr Hyde	Mr Pearſall	Mr Vandevoort	
Mr Bruyn	Mr Kent	Mr Poſt	Mr Van Eps	
Mr Burr	Mr Kiſsam	Mr Prince	Mr Verplanck	
Mr John Carpenter	Mr Lamb	Mr Roſevelt	Mr Wendell	
Mr Chipman	Mr Landon	Mr Ryerſs	Mr Wheeler	
Mr Conyne	Mr Leland	Mr Schuyler	Mr White	
Mr Cooley	Mr Little	Mr Joshua Smith	Mr Will	
Mr Cornwall	Mr Marvin	Mr John Smith	Mr Williamſon	
Mr Coryell	Mr Maſon	Mr Jacob Smith	Mr Youngs	66
Mr Crawford	Mr Metcalfe			

For the Affirmative.

Mr Baldwin	Mr Comſtock	Mr Lanſing	Mr Savage	
Mr J. Barker	Mr Crane	Mr Leonard	Mr Sears	
Mr Blanch	Mr Eaker	Mr M'Clelland	Mr Taylor	
Mr Blanchard	Mr Fort	Mr Oakley	Mr S. Veeder	
Mr Cade	Mr Grey	Mr Ogden	Mr P. Veeder	
Mr Joſeph Carpenter	Mr Gettman	Mr Pearce	Mr Vosburgh	
Mr Clark	Mr Hogeboom	Mr Rice	Mr Warner	28

Which he was directed to report to the Houſe ; and he read the report in his place and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. D. Ten Broeck, from the committee to whom was referred the petition of Thomas M'Gee, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled " An act *for the relief of Thomas M'Gee*," which was read the firſt time, and ordered a ſecond reading.

The Hon. the Senate returned, by Mr. Cantine and Mr. Clark, the bill, entitled " An act *to render the funds of this ſtate more productive of revenue*."

Ordered, That Mr. M'Niel and Mr. Morſe deliver the bill to the Hon. the Council of Reviſion.

Mr. Breeſe, from the committee of the whole Houſe, on the bill, entitled " An act *to incorporate the ſtockholders of the Hamilton manufacturing ſociety*," reported, that the committee had gone through the ſaid bill, and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *to incorporate the ſtockholders of the New-York inſurance company*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *to divide the town of Norway, in the county of Herkimer*," reported, that after the ſaid bill had been read in the committee, Mr. Brown made a motion, that the ſaid bill ſhould be rejected, which was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the ſaid bill be and the ſame is hereby rejected.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock A. M. *February 11th*, 1797.

Th bill, entitled "An act *for dividing the county of Schohary into towns*;" the bill, entitled "An act *for the relief of Thomas M'Gee*," and the bill, entitled "An act *to confirm the proceedings of the laſt courts of common pleas and general ſeſſions of the peace held in the county of Onondaga*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," and the engroſſed bill, entitled "An act *to incorporate the ſtockholders of the New-York inſurance company*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Morſe and Mr. Morton, deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

A petition of Abraham Ten Broeck and 207 others, inhabitants of the city of Albany, praying an alteration in the new criminal code, was read, and referred to Mr. D. Ten Broeck, Mr. Metcalfe and Mr. Wood.

A petition of William Jones, praying that the Legiſlature will grant him, as one of the repreſentatives of the late Major-General Montgomery, the ſame quantity of lands as has been granted to a major-general in the line of this ſtate, was read, and referred to Mr. Morton, Mr. Breeſe and Mr. Williamſon.

A petition of Iſaac Little, of Hebron, in the county of Waſhington, relative to a claſs-right for 200 acres of land, was read, and referred to the Surveyor-General.

A petition of Iſaac Craw and others, and a petition of Charles Hatch and others, inhabitants of the county of Clinton, praying grants of lands in the ſaid county, were ſeverally read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *authorizing the commiſſioners of the land-office to grant letters patent for the lands therein mentioned to Martin Tice and Daniel Cahill.*"

Mr. Brown, from the committee to whom was referred the petition of Mary Moore, reported, that the facts ſtated in the ſaid petition are true; but as the Legiſlature have not eſtabliſhed a principle on which ſuch claims are to be ſettled, the committee are therefore of opinion, that the ſenſe of Houſe ought to be declared by a reſolution.

Ordered, That the ſaid committee do prepare and bring in a reſolution for that purpoſe.

Mr. Morton, from the committee to whom was referred the petition of John Roff, reported, that as the impreſſment of the veſſel for which a compenſation is claimed, was made by the order of an officer in the ſervice of the United States, the application of the petitioner ſhould be to the Congreſs of the United States; they are therefore of opinion, that the petitioner have leave to withdraw his petition; which report was agreed to by the Houſe.

Mr. Verplank, from the committee to whom was referred the petition of David Croſby and others, reported, that the prayer of the petitioners ought not to be granted; which report was agreed to by the Houſe.

Mr. Wood, from the committee to whom was referred the petition of Benjamin Moores, in behalf of the Canadian and Nova-Scotia refugees, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of the Canadian and Nova-Scotia refugees*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Benſon, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for altering the place of holding the courts of common pleas and general ſeſſions of the peace of the county of Waſhington for the term of February*," and the bill, entitled "An act *to amend the act entitled "An act to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," ſhould ſeverally become laws of this ſtate.

A meſſage from the Hon. the Council of Reviſion, alſo delivered by the Hon. Mr. Juſtice Benſon, was read, that the Council object to the bill, entitled "An act *for raiſ-*

ing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer," becoming a law of this ſtate, as inconſiſtent with the public good.

1ſt, Becauſe the mode of levying and raiſing the tax contemplated by the bill, contains no rule or principle by which the aſſeſſors are directed to aſcertain the value of the real and perſonal eſtate to be rated by them—offers no poſſible redreſs by a reviſion of the aſſeſſment to the perſon injured; as the valuation is the mere expreſſion of the opinion of the aſſeſſors, the accuracy or rectitude of which cannot be teſted by reſorting to any determinate object, in reſtraint of a corrupt or erroneous exertion of the powers entruſted to them—thus ſubjecting the eſtates of free citizens to the arbitrary diſpoſition of aſſeſſors, and thereby impairing and endangering the rights of private property; the preſervation whereof is among the firſt objects of every ſocial contract.

2d, Becauſe the mode ſo preſcribed in the ſaid bill, has been diſcovered experimentally in many inſtances, to operate partially, unequally and oppreſſively.

Ordered, That the conſideration of the ſaid objections be poſtponed until Wedneſday next.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for opening and improving certain great roads therein mentioned*," reported progreſs, and obtained leave to ſit again.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *concerning the recovery of debts and demands to the value of ten pounds in the city of New-York*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That Mr. Morton and Mr. Naſh deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

Mr. S. A. Barker, from the committee of the whole Houſe on the bill, entitled "An act *to authorize the treaſurer of this ſtate to ſubſcribe to the bank of Albany*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Ebenezer Mott*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock on Monday morning next.

Monday, eleven o'clock A. M. 13th February, 1797.

The bill, entitled "An act *for the relief of the Canadian and Nova-Scotia refugees*" was read a ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *to ſettle diſputes concerning the titles to lands in the county of Onondaga*; the engroſſed bill, entitled "An act *to authoriſe the treaſurer of this ſtate to ſubſcribe to the bank of Albany*," and the engroſſed bill, entitled "An act *to incorporate the ſtockholders of the Hamilton manufacturing ſociety*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Naſh and Mr. Oakley deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

A memorial of the Mayor, Aldermen and Commonalty of the city of Albany, praying that the Legiſlature will not grant the prayer of the petition of the inhabitants of the town of Schenectady, relative to a turnpike-road between the ſaid town and the city of Albany, was read, and referred to the committee to whom the aforeſaid petition was referred.

A petition of the Mayor, Aldermen and Commonalty of the city of Albany, relative to widening and improving the road from the ſaid city to the town of Schenectady, was read, and referred to the Members attending in this Houſe from the city and county of Albany.

A petition of the Mayor, Aldermen and Commonalty of the city of Albany, praying a law authoriſing them to appoint an additional number of firemen in the ſaid city, was read, and referred to Mr. Wendell, Mr. Youngs and Mr. Davis.

A petition of Nathan Whipple & others, repreſentatives of Nathan Whipple, deceaſed, late a ſoldier in Col. Van Cortland's regiment, praying a grant of bounty lands for the ſervices of the ſaid Nathan Whipple, was read, and referred to Mr. Oliver, Mr. Carfall and Mr. Bockee.

A petition of Peter Miller, ſtating that he is the eldeſt ſon of John Miller, who enliſted in the 5th New-York regiment for the term of the late war, that the ſaid John Miller was taken priſoner in the year 1777 by the Britiſh, and carried to New-York, where he died; praying a grant of bounty lands for the ſervices of his ſaid father, was read, and referred to Mr. Oliver, Mr. Pearſall and Mr. Bockee.

A petition of Thomas Lottridge and others, perſons confined for debt in the gaol of the city and county of Albany, praying that a law may be paſſed, enabling them and all other inſolvent debtors, to be diſcharged from their debts and confinement, on delivering up all their property real and perſonal for the benefit of their creditors, was read, and referred to Mr. Morton, Mr. Ogden and Mr. Miller.

A petition of Clement Saidler, relative to the title of a lot of land, lying in the diſtrict of Caughnawaga, in the county of Montgomery, forfeited by the attainder of Sir John Johnſon, and ſold by the commiſſioners of forfeitures for the Weſtern Diſtrict, was read, and referred to Mr. Lamb, Mr. Foote and Mr. Miller.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Lanſing, was read, that it does not appear improper to the Council, that the bill, entitled "An act *relative to certain confiſcated lands in the counties of Saratoga and Montgomery*," ſhould become a law of this ſtate.

A petition of Thomas Elliſon, as agent and in behalf of the Epiſcopalians in the town of Johnſtown, in the county of Montgomery, praying, for the reaſons therein ſtated, that the hearing of them by counſel, on their application for the church and glebe, be poſtponed to the 27th day of this month, was read; Thereupon,

Reſolved, That the prayer of the petitioner be granted, and that notice be given of the ſaid poſtponement to the truſtees of the Preſbyterian congregation in Johnſtown, and that he cauſe a certified copy of this reſolution to be ſerved on the ſaid truſtees or any one of them.

Mr. Bird, from the committee to whom was referred the petition of Elias Sawyer, reported, that although the ſituation of the petitioner may be unfortunate, yet there appears no particular reaſon for the interference of the Legiſlature for his aſſiſtance, his misfortunes being occaſioned by want of information, or imprudence in himſelf, and not reſulting from any acts of this ſtate; which report was agreed to by the Houſe.

Mr. Foote, according to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for ſurveying and eſtabliſhing certain diviſion lines, and dividing certain lots in great lot No. 35, in the Hardenbergh patent*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *to amend an act, entitled "An act for the relief of Benjamin Birdſall and his aſſociates*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe.

Ordered, That the ſaid bill be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the report of the committee to whom was referred the petition of the inhabitants of the twenty towns in the counties of Herkimer and Tioga, reported, that the committee had agreed to a reſolution, in the words following, viz.

Reſolved, as the ſenſe of this committee, That the report of the committee upon the petition of the inhabitants of the twenty townſhips, in the counties of Herkimer and Tioga, be referred to a ſelect committee, conſiſting of five Members of this Houſe and the Surveyor-General, and that they report their opinion thereon to the Houſe; which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the report of the committee on the petition of the inhabitants of the twenty towns in the counties of Herkimer and Tioga, be referred to a ſelect committee, and that Mr. Kent, Mr. Morton, Mr. Griſwold, Mr. Bird and Mr. Comſtock, together with the Surveyor-General, be of the ſaid committee, and that they report their opinion thereon to this Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. Coe and Mr. Dietz, was read, that the Senate have receded from their reſolution of non-concurrence to the amendment of this Houſe, to the bill, entitled "An act *for appointing a comptroller in this ſtate*," which was not concurred in by the Hon. the Senate, and adhered to by this Houſe, and have amended the bill accordingly.

Ordered, That Mr. Oliver and Mr. Ogden return the bill to the Hon. the Senate.

Mr. Bleecker from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of John Peter DeLancey*," reported progreſs, and obtained leave to ſit again.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *for the eſtabliſhment and ſupport of a Lazaretto*," reported progreſs, and obtained leave to ſit again.

Mr. Brown, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Thomas M'Gee*," reported progreſs, and obtained leave to ſit again.

Mr. Morton, from the committee to whom was referred the petition of William Jones, reported, that the committee upon enquiring, find that the petitioner is, as ſtated in his petition, a nephew of the late Major-General Montgomery, that tho' the repreſentatives of General Montgomery have no legal claim upon this ſtate for a gratuity of lands, as the laws granting lands to the officers of the late American army, paſſed after his deceaſe ; yet as the moſt exalted ſervices were rendered by Gen. Montgomery to this country, it might not be improper for this ſtate to teſtify their ſenſe of the ſame in the manner prayed for by the petitioner ; while it is a public duty to reward diſtinguiſhed patriotiſm, ſo as it is an incentive to diſintereſted and virtuous actions, it is not without its public uſe---upon theſe principles every civilized community has acted, and the laws of this ſtate afford various inſtances of public gratitude for individual patriotiſm. As therefore General Montgomery, was one of the moſt diſtinguiſhed and uſeful characters in our late revolution, and as he was a citizen of this ſtate, the committee are of opinion, that it would not be improper for the ſtate, on this occaſion, to make the donation prayed for, as a public teſtimony of their gratitude for the eminent ſervices which he has rendered to his country, and of the reſpectful eſteem in which they hold his memory.

The committee would further obſerve, that as Gen. Montgomery died without children, and as it appears by his will, that he was extremely intereſted in the welfare of the petitioner, they have ſuppoſed it proper, if any grant of lands was made, that it ſhould be made to the petitioner ; that the committee had prepared a bill agreeably to their ideas, and had directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Morton brought in the ſaid bill, entitled " An act *granting lands to William Jones*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled " An act *regulating the holding of circuit courts in this ſtate ;*" the bill, entitled " An act *for keeping in repair certain private roads in Orangetown, in the county of Orange*," and the bill, entitled " An act *relative to the acknowledgment of deeds*," ſhould ſeverally become laws of this ſtate.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock A. M. *9th February*, 1797.

The bill, entitled " An act *granting lands to William Jones*," and the bill, entitled " An act *for ſurveying and eſtabliſhing certain diviſion lines, and dividing certain lots in great lot No.* 35, *in the Hardenbergh patent*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Daniel M'Donald and others, inhabitants of the counties of Montgomery, Saratoga and Herkimer, praying that a public road may be laid out, from a place eight miles weſt of the town of Schenectady, in a northerly direction, to the ſettlements on the river St. Lawrence, was read, and referred to Mr. Griſwold, Mr. Chipman and Mr. Baldwin.

A petition of Joſiah Skinner, late a lieutenant in Col. Willett's regiment of levies, praying compenſation for his ſervices, was read, and referred to Mr. Coryell, Mr. M'Kown and Mr. Tyler.

A petition of Thomas Tillotſon and others, proprietors of great lot No. 35, in the Hardenbergh patent, praying that commiſſioners may be appointed to ſee the ſeveral diviſion lines run out and marked, agreeable to the lines delineated on a map of diviſion, made amongſt the owners by Charles Webb in the year 1752, was read, and referred to the committee of the whole Houſe, when on the bill, entitled " An act *for ſurveying and eſtabliſhing certain diviſion lines, and dividing certain lots in great lot No.* 35, *in the Hardenbergh patent.*"

Mr. Ogden, from the committee to whom was referred the petition of Douw Fonda, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Douw Fonda*," which was read the firſt time, and ordered a ſecond reading.

Mr. Cornwall, from the committee to whom was referred the petition of James Waters and Nancy Waters, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of James Waters and Nancy Waters*," which was read the firſt time, and ordered a ſecond reading.

Mr. White, from the committee to whom was referred the petition of John Joyce, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of John Joyce*," which was read the firſt time, and ordered a ſecond reading.

Mr. White, from the committee to whom was referred the petition of Martin Van Buſkirk and Walter Rawleigh, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of Martin Van Buſkirk and Walter Rawleigh*," which was read the firſt time, and ordered a ſecond reading.

Mr. Coryell, from the committee to whom was referred the petition of John Duſenberry, praying a grant of bounty lands, reported againſt the prayer thereof; which report was agreed to by the Houſe.

Ordered, That it be the order of the day for to-morrow, for this Houſe to go into a committee of the whole Houſe on the bill, entitled "An act *for opening and improving certain great roads within this ſtate.*"

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate highways*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

BE it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That the Perſon adminiſtering the Government of this ſtate for the time being, by and with the advice and conſent of the Council of Appointment, ſhall, as ſoon as may be after the paſſing of this act, and once in every three years hereafter, appoint in each and every county in this ſtate, the counties of Kings, Queens, Suffolk, New-York and Richmond excepted, not leſs than nor more than ſuperintendants of highways; that the ſaid ſuperintendants ſhall hold their office for three years, or until others are appointed in their room; that all vacancies which ſhall happen by death, reſignation, removal from the county or refuſal to ſerve, ſhall be ſupplied by the Perſon adminiſtering the Government of this ſtate, by and with the advice and conſent of the Council of Appointment; and that a majority of ſuperintendants in each of the ſaid counties ſhall form a board, for the purpoſes herein after mentioned.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Bill	Mr Davis	Mr Marvin	Mr Sears
Mr Bird	Mr DeWitt	Mr Maſon	Mr Joſhua Smith
Mr Blanch	Mr Foote	Mr Miller	Mr John Smith
Mr Bockee	Mr Fort	Mr M'Kinſtry	Mr Jacob Smith
Mr Brayton	Mr Grey	Mr M'Kown	Mr Speaker
Mr Breeſe	Mr Griſwold	Mr M'Niel	Mr A. Ten Broeck
Mr Brown	Mr Hauſbrook	Mr Morſe	Mr D. Ten Broeck
Mr Bruyn	Mr Hochſtraſſer	Mr Morton	Mr Tylee
Mr Burr	Mr Hyde	Mr Naſh	Mr Vandevoort
Mr Cade	Mr Kiſſam	Mr Oakley	Mr Verplanck
Mr Campbell	Mr Lamb	Mr Pearſall	Mr Wheeler
Mr Chipman	Mr Landon	Mr Platt	Mr White
Mr Cooley	Mr Lanſing	Mr Prince	Mr Will
Mr Cornwall	Mr Leland	Mr Rice	Mr Williamſon
Mr Coryell	Mr LeRoy	Mr Roſevelt	Mr Wood
Mr Crawford			61

For the Negative.

Mr Baldwin	Mr Comſtock	Mr Leonard	Mr Thompſon
Mr S. A. Barker	Mr Conyne	Mr Ogden	Mr S. Veeder
Mr J. Barker	Mr Crane	Mr Pearce	Mr P. Veeder
Mr Benton	Mr Eaker	Mr Schuyler	Mr Voſburgh
Mr John Carpenter	Mr Gettman	Mr Taylor	Mr Warner
Mr Clark	Mr Hale	Mr Teed	Mr Youngs 26
Mr Joſeph Carpenter	Mr Hogeboom		

Mr. Little reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for Thurſday next.

Mr. Foote, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for opening the navigation between Lake-Erie and Lake-Ontario*," which was read the firſt time, and ordered a ſecond reading.

Mr. Wheeler, from the committee to whom was referred the petition of Elkanah Briggs, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Elkanah Briggs*," which was read the firſt time, and ordered a ſecond reading.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Wedneſday, eleven o'clock A. M. 15th February, 1797.

The bill, entitled "An act *for opening the navigation between Lake-Erie and Lake-Ontario;*" the bill, entitled "An act *for the relief of Douw Fonda;*" the bill, entitled "An act *for the relief of James Waters and Nancy Waters;*" the bill, entitled "An act *for the relief of John Joyce;*" the bill, entitled "An act *for the relief of Walter Rawleigh and Martin Van Buſkirk*," and the bill, entitled "An act *for the relief of Elkanah Briggs*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Edward Johnſon, praying compenſation for certain ſervices performed during the late war, was read, and referred to Mr. Brown, Mr. Naſh and Mr. John Carpenter.

A petition of John M'Kinſtry, late lieutenant-colonel commandant of a regiment in this ſtate, praying compenſation for his ſervices, was read, and referred to Mr. Leland, Mr. Grey and Mr. Morſe.

A petition of Joſeph Newlands and others, inhabitants of the county of Saratoga, and a petition of Jacobus Van Alen and others, of the county of Columbia, praying additions and amendments to the law "*for ſuppreſſing vice and immorality*," were ſeverally read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of the Conſiſtory of the reformed Proteſtant Dutch church in Charlſton, in the county of Montgomery, and a petition of Benjamin Van Beuren and others, praying leave to erect a lottery, for raiſing money to complete the place of public worſhip in the ſaid town, were ſeverally read, and referred to Mr. Holcomb, Mr. Landon and Mr. Sears.

A petition of John Konkapot and others, of the Mohegan tribe of Indians, reſiding in the vicinity of Oneida, praying compenſation for certain lands on the eaſt ſide of Hudſon's river, near Livingſton's manor, was read, and referred to Mr. White, Mr. Clark and Mr. Leonard.

A petition of Jaſper Pariſh, praying a grant of a tract of land near the landing above Niagara fort, was read, and referred to to Mr. Williamſon, Mr. M'Clelland and Mr. Jacob Smith.

A meſſage from the Hon. the Senate, delivered by Mr. Dietz and Mr. Frey, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *ſupplementary to the act, entitled "An act for the relief of Wilhem Willink, Nicolaas Van Staphorſt, Chriſtian Van Eeghen, Hendrick Vollenhoven, Rutger Jan Schimmelpenninck and Peter Stadnitſky, being aliens*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

The Hon. the Senate returned, by Mr. Dietz and Mr. Frey, the bill, entitled "An act *for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion between the towns of Oyſter-Bay and Huntington as is therein mentioned.*"

Ordered, That Mr. Pearſall and Mr. Platt deliver the bill to the Hon. the Council of Reviſion.

Mr. A. Ten Broeck, from the committee to whom was referred the petition of Reuben Smith, reported, that aſſuming it for a fact, as ſtated in ſaid petition, that there exiſts upon record no other title to the military lands in queſtion, any legiſlative interference is unneceſſary; as in the opinion of your committee, the proviſions of the acts againſt defect of record being relative and not abſolute, they operate only where another title is recorded, and therefore that the prayer thereof ought not to be granted.

Ordered, That the ſaid report and petition be referred to a ſelect committee, conſiſting of Mr. Kent, Mr. Bird, Mr. D. Ten Broeck, Mr. A. Ten Broeck and Mr. Morton.

Mr. Bird, from the committee to whom was referred the petition of Ebenezer Hills,

reported, that a material fact to induce the Legiſlature to relieve the petitioner, viz. " the lodging the deed under which he claims, and the ſubſequent death of the perſon in whoſe hands the ſame deed was placed," is not ſufficiently proved—that from the ſtatement contained in ſaid petition, there appears no conveyance to any other perſon in oppoſition to the petitioner, and therefore, if he needs relief the Legiſlature need not to be reſorted to; and in the opinion of the committee, the prayer of the petitioner ought not to be granted—which report was referred to the laſt mentioned committee.

Mr. A. Ten Broeck, from the committee to whom was referred the petition of Ebenezer Moody and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for dividing the town of Sangerfield, and altering its ſouth town boundary in the county of Herkimer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Bird, from the committee to whom was referred the petition of the ſuperviſors of the county of Renſſelaer, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act, *to authorize the raiſing a further ſum of money to complete the gaol in the county of Renſſelaer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Breeſe, from the committee to whom was referred the petition of John Swartwout and others, praying for the erection of a new county, reported, that in the opinion of the committee, the prayer of the petitioners ought not to be granted---becauſe, there does not appear, from the beſt information the committee have been able to obtain, more than two hundred and ſixty-eight electors between the lakes Cayuga and Seneca, the land which the petitioners wiſh formed into a county; and that the hardſhips which they complain of in their petition are removed, in a great meaſure, by their having one court in three between the ſaid lakes, allowed them the preſent ſitting the Legiſlature; which report was agreed to by the Houſe.

The Houſe proceeded to conſider the objections of the Hon. the Council of Reviſion, to the bill, entitled, " An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer*," as entered on the Journals of this Houſe, on Thurſday laſt.

The ſaid objections having been again read and conſidered, and the ſaid bill being read and reconſidered; Thereupon,

Reſolved, That the further conſideration of the ſaid objections be poſtponed until Wedneſday, the firſt of March next.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *for opening and improving certain great roads within this ſtate*," reported progreſs, and obtained leave to ſit again.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *for the further relief of John Bailey*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe was read, and debates had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative; which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *for regiſtering deeds and conveyances*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Thurſday, eleven o'clock A. M. *February* 16*th*, 1797.

The bill, entitled " An act *for dividing the town of Sangerfield, in Herkimer county*;" the bill, entitled " An act *to authoriſe the raiſing a further ſum of money to complete the gaol in the county of Renſſelaer*," and the bill, entitled " An act *ſupplementary to the act, entitled " An act for the relief of Wilhem Willink, Nicolaas Van Staphorſt, Chriſtian Van Eeghen, Hendrick Vollenhoven, Rutger Jan Schimmelpennick and Peter Stadnitſky, being aliens*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of the Truſtees of the Preſbyterian churches in the towns of Montgomery and Shawangunk, in Ulſter county, praying leave to raiſe monies by lottery to erect a place of public worſhip in the town of Montgomery, and for defraying the expences incurred in purchaſing a parſonage, and repairing the meeting-houſe in the town of Shawangunk, was read, and referred to Mr. Holcomb, Mr. Landon and Mr. Sears.

A petition of John Stewart, jun. and others, Members of the Preſbyterian congregation in Johnſtown, in the county of Montgomery, praying that the deciſion made by the Legiſlature in 1793, reſpecting the church and glebe at Johnſtown, may be declared to be final and permanent, was read.

Ordered, That the conſideration thereof be poſtponed to the 27th inſtant.

A petition of Peter Ten Eyck and others, inhabitants reſiding at a place called Caſtleton, on the eaſt bank of Hudſon's river, in the county of Renſſelaer, praying an act of incorporation ſimilar to that granted to the villages of Troy and Lanſingburgh, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh.*"

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

IT being important that our militia laws ſhould from time to time receive ſuch amendments as experience may indicate, and the laws of the United States admit, that ſubject will doubtleſs engage the attention of the Legiſlature in the courſe of the ſeſſion.

I therefore lay before you a letter to me of the 7th ult. from the officers of the artillery regiment in New-York, together with a copy of the letter from me, which is mentioned in it. Theſe letters reſpect their ſituation relative to rank and promotion.

Sound policy certainly requires that the militia be organized and regulated, as far as poſſible, in the manner *beſt adapted to its objects*, and conſequently that the arrangements relative to rank, diſtinctions and privileges, be governed by that eſſential principle.

JOHN JAY.

Albany, 16*th February*, 1797.

Reſolved, That the meſſage of his Excellenoy the Governor, together with the papers accompanying the ſame, be referred to the committee to whom was referred that part of his Excellency's ſpeech, relative to the reviſing and amending thoſe laws which relate to the militia; and that Mr. Morton, Mr. Lanſing, Mr. Holcomb and Mr. Cade, be added to the ſaid committee.

The Aſſiſtant Attorney-General, to whom was referred the petition of Maria Magdalina Mattice, reported,

That Hendrick Mattice, the huſband of the petitioner, was attainted, for adhering to the enemies of this ſtate in the late war; that at the time of his attainder he was ſeized of a farm at Schohary, in the county of Albany, which became forfeited to the people of this ſtate, and has been ſold by the commiſſioners of forfeitures for the Weſtern Diſtrict, for ſix hundred pounds; that the petitioner is his widow, and is now ſeventy-two years of age; that the ſaid Hendrick Mattice died on the twentieth day of Auguſt 1793; that the aforeſaid farm of the ſaid Hendrick Mattice will rent at preſent at about fifty pounds per annum. From the foregoing ſtate of facts, drawn from the annexed depoſitions, the Aſſiſtant Attorney-General is of opinion, that the petitioner has a legal claim againſt this ſtate for a compenſation, in lieu of her dower out of the ſaid farm; the amount of which compenſation ought to be aſcertained agreeably to the principles directed in and by the concurrent reſolutions of the Hon. the Senate and Aſſembly of the 3d and 4th days of April, 1792.—But the Aſſiſtant Attorney-General has not been able to procure the ſaid reſolutions, to enable him to make the neceſſary calculations on this ſubject. All which is reſpectfully ſubmitted.

AB. VAN VECHTEN, Aſſiſtant Attorney-Genenal.

Ordered, That the ſaid report, and papers accompanying the ſame, be referred to Mr. D. Ten Broeck, Mr. Lanſing and Mr. Crane.

Mr. Hogeboom, from the committee to whom was referred the petition of Dirck Gardinier and others, reported in favor of the petitioners, and that a clauſe ſhould be added to ſome proper bill for that purpoſe.

Ordered, That the ſame committed do prepare and bring in ſuch clauſe.

Mr. Wendell, from the committee to whom was referred the petition of Gerrit Staats, reported in favour of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Gerrit Staats*," which was read the firſt time, and ordered a ſecond reading.

Mr. Oliver, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for the better extinguiſhing fires*

in the town of Kingſton, in the county of Ulſter," which was read the firſt time, and ordered a ſecond reading.

Mr. P. Veeder, from the committee to whom was referred the petition of ſundry inhabitants of the town of Palatine, in the county of Montgomery, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to erect part of the town of Palatine into two new towns*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee to whom was referred the petition of Robert Bowne and others, inhabitants of the city of New-York, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to amend an act, entitled "An act for the more effectual prevention of fires, and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, delivered by Mr. Frey and Mr. Ganſevoort, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. the Chief Juſtice, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for the relief of James Requa and Ezekiel Canfield*," ſhould become a law of this ſtate.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate highways*," reported, that in proceeding in the ſaid bill, Mr. Hale made a motion, that the ſaid bill ſhould be rejected; and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Benton	Mr Fort	Mr Maſon	Mr Ryerſs
Mr Bill	Mr Grey	Mr Miller	Mr Sears
Mr Blanch	Mr Griſwold	Mr M'Kinſtry	Mr Joshua Smith
Mr Bleecker	Mr Hausbrook	Mr M'Kown	Mr John Smith
Mr Bockee	Mr Henry	Mr M'Niel	Mr Jacob Smith
Mr Breeſe	Mr Hochſtraſser	Mr Morton	Mr Speaker
Mr Brown	Mr Holcomb	Mr Nash	Mr A. Ten Broeck
Mr Bruyn	Mr Hyde	Mr Oakley	Mr D. Ten Broeck
Mr Cade	Mr Kent	Mr Oliver	Mr Tylee
Mr Campbell	Mr Kiſsam	Mr Pearſall	Mr Tyler
Mr Cornwall	Mr Lamb	Mr Platt	Mr Verplanck
Mr Coryell	Mr Landon	Mr Poſt	Mr Wheeler
Mr Crawford	Mr Lanſing	Mr Prince	Mr White
Mr Davis	Mr Leland	Mr Rice	Mr Will
Mr DeWitt	Mr LeRoy	Mr Roſevelt	Mr Wood 62
Mr Foote	Mr Marvin		

For the Affirmative.

Mr Baldwin	Mr Conyne	Mr Leonard	Mr Thompſon
Mr S. A. Barker	Mr Cooley	Mr M'Clelland	Mr Van Eps
Mr J. Barker	Mr Crane	Mr Ogden	Mr S. Veeder
Mr Brayton	Mr Eaker	Mr Pearce	Mr P. Veeder
Mr John Carpenter	Mr Gertman	Mr Savage	Mr Vosburgh
Mr Joſeph Carpenter	Mr Hale	Mr Schuyler	Mr Warner
Mr Clark	Mr Halſey	Mr Taylor	Mr Youngs 31
Mr Comſtock	Mr Hogeboom	Mr Teed	

That in proceeding further in the ſaid bill, Mr. Comſtock made a motion, that the firſt enacting clauſe, as entered on the Journals of this Houſe of Tueſday laſt, ſhould be re-conſidered; and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative.

That Mr. Comſtock then made a motion, that the ſaid clauſe ſhould be expunged. That debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Comſtock, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Bill	Mr DeWitt	Mr LeRoy	Mr Ryerſs
Mr Blanch	Mr Foote	Mr Marvin	Mr Sears
Mr Bleecker	Mr Fort	Mr Maſon	Mr Joshua Smith
Mr Bockee	Mr Grey	Mr Miller	Mr John Smith
Mr Brayton	Mr Griſwold	Mr M'Kinſtry	Mr Jacob Smith
Mr Breeſe	Mr Hausbrook	Mr M'Kown	Mr Speaker
Mr Brett	Mr Henry	Mr M'Niel	Mr A. Ten Broeck
Mr Brown	Mr Hochſtraſser	Mr Morton	Mr D. Ten Broeck
Mr Bruyn	Mr Holcomb	Mr Nash	Mr Tylee
Mr Cade	Mr Hyde	Mr Oakley	Mr Tyler
Mr Campbell	Mr Kent	Mr Oliver	Mr Verplanck
Mr Cornwall	Mr Kiſsam	Mr Poſt	Mr Wheeler
Mr Coryell	Mr Lamb	Mr Prince	Mr White
Mr Crawford	Mr Lanſing	Mr Rice	Mr Will
Mr Davis	Mr Leland	Mr Roſevelt	Mr Wood 69

For the Affirmative.

Mr Baldwin	Mr Conyne	Mr Landon	Mr Teed	
Mr S. A. Barker	Mr Cooley	Mr Leonard	Mr Thompſon	
Mr J. Barker	Mr Crane	Mr M'Clelland	Mr Van Eps	
Mr Benton	Mr Eaker	Mr Ogden	Mr S. Veeder	
Mr John Carpenter	Mr Gettman	Mr Pearce	Mr P. Veeder	
Mr Joſeph Carpenter	Mr Hale	Mr Savage	Mr Vosburgh	
Mr Clark	Mr Halſey	Mr Schuyler	Mr Warner	
Mr Comſtock	Mr Hogeboom	Mr Taylor	Mr Youngs	32

Mr. Little reported further progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Friday, eleven o'clock A. M. 17th February, 1797.

The bill, entitled "An act *for the better extinguiſhing fires in the town of Kingſton, in the county of Ulſter;*" the bill, entitled "An act *to erect part of the town of Palatine into two new towns;*" the bill, entitled "An act *to amend an act, entitled "An act for the more effectual prevention of fires, and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned,*" and the bill, entitled "An act *for the relief of Gerrit Staats,*" were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Hugh Alexander, of the county of Albany, relative to loſſes by him ſuſtained, in conſequence of ravages committed by troops under the command of Col. Butler, and praying relief, was read, and referred to Mr. A. Ten Broeck, Mr. Warner and Mr. Savage.

A petition of Aſahel Hitchcock and others, and a petition of Reuben Pride and others, inhabitants of the county of Waſhington, praying additions and alterations in the law, "*for ſuppreſſing vice and immorality,*" were ſeverally read, and referred to Mr. D. Ten Broeck, Mr. Comſtock, Mr. Joſeph Carpenter, Mr. Bleecker, Mr. Savage, Mr. J. Barker and Mr. Leland.

A petition of William Gilliland and others, of the towns of Troy and Lanſingburgh, praying that a law may be paſſed relative to the inſpection of ſhingles, was read, and referred to the committee to whom was referred that part of his Excellency the Governor's ſpeech, which relates to the inſpection of the ſtaple commodities of this ſtate.

Ordered, That Mr. Wood and Mr. LeRoy be added to the ſaid committee.

A petition of Stephen Oakley, adminiſtrator to the eſtate of Nehemiah Oakley, deceaſed, late a ſerjeant in Colonel Warner's regiment, praying a grant of bounty lands, for the ſervices of the ſaid Nehemiah Oakley, was read, and referred to Mr. Bruyn, Mr. P. Veeder and Mr. Joſeph Carpenter.

A repreſentation of the Directors of the Weſtern Inland Lock-Navigation Company, relative to opening a canal between the town of Schenectady and the Schohary-creek, on the ſouth ſide of the Mohawk-river, and praying the aid of the Legiſlature to enable them to procure money for effecting the ſame, was read, and referred to Mr. Kent, Mr. Bird, Mr. Williamſon, Mr. Brown and Mr. Halſey.

A petition of the Preſident and Directors of the United Inſurance company in the city of New-York, praying an act of incorporation, was read, and referred to Mr. Bleecker, Mr. D. Ten Broeck and Mr. Oliver.

A meſſage from the Hon. the Senate, delivered by Mr. Gold and Mr. Gordon, was read, that the Senate have paſſed the bill, entitled "An act *relative to certain judges of the ſupreme court,*" which was read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Gold and Mr. Gordon, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That a joint committee be appointed, to take order for having the laws already paſſed at the preſent ſeſſion of the Legiſlature immediately printed, and for having all ſuch laws as ſhall be paſſed in the preſent ſeſſion, printed as ſoon after the paſſing thereof as may be, ſo that all the laws paſſed and to be paſſed in the preſent ſeſſion, may be publiſhed as ſoon as poſſible after the paſſing thereof; and in caſe of ſuch concurrence, that Mr. Spencer, Mr. Gordon and Mr. Clark, be of the ſaid committee, on the part of the Senate.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution; and that Mr. Kent, Mr. D. Ten Broeck, Mr. Metcalfe, Mr. Griſwold and Mr. Bird, be of the ſaid committee, on the part of this Houſe.

Ordered, That Mr. Poſt and Mr. Prince deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Mr. Henry, from the committee to whom was referred the petition of the inhabitants of the town of Franklin, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for dividing the town of Franklin, in the county of Otſego, into two towns,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Griſwold, from the committee to whom was referred the petition of Iſaac Foot, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of Iſaac Foote,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Kiſſam, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *more effectually to prevent the commiſſion of the offence of petit larceny,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Kent, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *concerning the levying and aſſeſſing of taxes,*" which was read the firſt time, and ordered a ſecond reading.

Ordered, That the committee to whom was referred that part of his Excellency the Governor's ſpeech, relative to deviſing a more uniform mode of taxation, be diſcharged from the further conſideration thereof.

Mr. Wendell, from the committee to whom was referred the petition of the Mayor, Aldermen and Commonalty of the city of Albany, reported in favor of the petitioners, and leave to bring in a bill, entitled "An act *to increaſe the number of firemen in the city of Albany,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Lamb, from the committee to whom was referred the petition of Clement Saidleir, reported, that in the opinion of the committee, the ſubject of diſpute ſtated in the petition ought to be referred to the Attorney-General, and that he be directed to make ſuch arrangements for the ſettlement thereof as he ſhall deem proper; which report was agreed to by the Houſe.

Ordered, That the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned,*" be further poſtponed until Wedneſday next.

A meſſage from the Hon. the Senate, delivered by Mr. Gordon and Mr. Haight, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to amend an act, entitled "An act for the relief of Benjamin Birdſall and his aſſociates,*" with the amendments therewith delivered.

The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Kent and Mr. Wheeler deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments of the Hon. the Senate, and have amended the bill accordingly.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Benſon, was read, that it does not appear improper to the Council, that the bill, entitled "An act *to render the funds of this ſtate more productive of revenue,*" and the bill, entitled "An act *for the appointment of commiſſioners to ſettle ſuch part of the line of diviſion between the towns of Oyſter-Bay and Huntington as is therein mentioned,*" ſhould ſeverally become laws of this ſtate.

Mr. Bleecker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of John Peter DeLancey,*" reported, that in proceeding in the ſaid bill, Mr. Griſwold made a motion, that the bill ſhould be rejected; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Griſwold, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Foot	Mr M'Kinſtry	Mr Teed
Mr J. Barker	Mr Hale	Mr M'Kown	Mr A. Ten Broeck
Mr Bird	Mr Hausbrook	Mr Morton	Mr D. Ten Broeck
Mr Breeſe	Mr Henry	Mr Nash	Mr Tylee
Mr Brown	Mr Hochſtraſſer	Mr Oakley	Mr Vandevoort
Mr Bruyn	Mr Kent	Mr Pearſall	Mr Verplanck
Mr Joſeph Carpenter	Mr Kiſſam	Mr Platt	Mr Warner
Mr Conyne	Mr Lamb	Mr Poſt	Mr Wheeler
Mr Cornwall	Mr Lanſing	Mr Roſevelt	Mr Will
Mr Coryell	Mr LeRoy	Mr Ryerſs	Mr Williamſon
Mr Crawford	Mr Little	Mr Jac. Smith	Mr Youngs 47
Mr Davis	Mr Maſon	Mr Speaker	

For the Affirmative.

Mr Baldwin	Mr Comſtock	Mr Landon	Mr Sears
Mr Benton	Mr Cooley	Mr Leonard	Mr Joshua Smith
Mr Bill	Mr Crane	Mr Marvin	Mr Taylor
Mr Blanch	Mr DeWitt	Mr M'Clelland	Mr Thompſon
Mr Bockee	Mr Fort	Mr Ogden	Mr Van Eps
Mr Brett	Mr Gettman	Mr Oliver	Mr S. Veeder
Mr Cade	Mr Griſwold	Mr Pearce	Mr P. Veeder
Mr Campbell	Mr Halſey	Mr Prince	Mr Vosburgh
Mr John Carpenter	Mr Hogeboom	Mr Rice	Mr Wendell
Mr Chipman	Mr Holcomb	Mr Savage	Mr Wood
Mr Clark	Mr Hyde	Mr Schuyler	43

That after the committee had gone through the ſaid bill by paragraphs, made amendments, added clauſes, and altered the title, which altered title is "An act *for the relief of John Peter DeLancey and William Bayard*," the queſtion was put, whether the committee did agree to the ſaid bill, and it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr S. A. Barker	Mr Davis	Mr Maſon	Mr Speaker
Mr J. Barker	Mr Foote	Mr M'Kinſtry	Mr Teed
Mr Bird	Mr Hale	Mr M'Kown	Mr A. Ten Broeck
Mr Breeſe	Mr Hauſbrook	Mr Morton	Mr D. Ten Broeck
Mr Brown	Mr Henry	Mr Naſh	Mr Tylee
Mr Bruyn	Mr Hochſtraſſer	Mr Orkley	Mr Vandevoort
Mr Joſeph Carpenter	Mr Kent	Mr Pearſall	Mr Verplanck
Mr Clark	Mr Kiſſam	Mr Platt	Mr Wheeler
Mr Conyne	Mr Lamb	Mr Poſt	Mr Will
Mr Cornwall	Mr Lanſing	Mr Roſevelt	Mr Williamſon
Mr Coryell	Mr LeRoy	Mr Ryerſs	Mr Youngs 47
Mr Crawford	Mr Little	Mr Jacob Smith	

For the Negative.

Mr Baldwin	Mr Crane	Mr Marvin	Mr Joſhua Smith
Mr Benton	Mr DeWitt	Mr M'Clelland	Mr Taylor
Mr Bill	Mr Fort	Mr Ogden	Mr Thompſon
Mr Blanch	Mr Gettman	Mr Oliver	Mr Van Eps
Mr Bockee	Mr Griſwold	Mr Pearce	Mr S. Veeder
Mr Brett	Mr Halſey	Mr Prince	Mr P. Veeder
Mr Cade	Mr Hogeboom	Mr Rice	Mr Voſburgh
Mr John Carpenter	Mr Holcomb	Mr Savage	Mr Warner
Mr Chipman	Mr Hyde	Mr Schuyler	Mr Wendell
Mr Comſtock	Mr Landon	Mr Sears	Mr Wood 42
Mr Cooley	Mr Leonard		

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," and to whom was alſo committed the petition of Peter Ten Eyck and others, inhabitants reſiding at a place called Caſtleton, on the eaſt bank of Hudſon's river, praying to be veſted by law with ſimilar powers to thoſe granted or which may be granted to the freeholders and inhabitants of Troy and Lanſingburgh, reported, that after the committee had gone through the ſaid bill, made amendments and added clauſes, Mr. D. Ten Broeck made a motion, that the committee ſhould agree to a reſolution in the words following, viz.

Reſolved, as the ſenſe of this committee, that the prayer of the petition of Peter Ten Eyck and others, inhabitants of the village of Caſtleton, in the county of Renſſelaer, ought to be granted, and that a committee ſhould be appointed to prepare a clauſe for that purpoſe, to be added to the bill now before this committee.

That debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. D. Ten Broeck, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr John Carpenter	Mr Landon	Mr Sears
Mr Bill	Mr Joſeph Carpenter	Mr Leonard	Mr Jacob Smith
Mr Bird	Mr Clark	Mr Little	Mr Speaker
Mr Blanch	Mr Comſtock	Mr Marvin	Mr Taylor
Mr Bleecker	Mr Cooley	Mr Maſon	Mr Teed
Mr Bockee	Mr Cornwall	Mr Morton	Mr A. Ten Broeck
Mr Breeſe	Mr Crane	Mr Nash	Mr Thompſon
Mr Brown	Mr DeWitt	Mr Oakley	Mr Tyler
Mr Bruyn	Mr Kent	Mr Oliver	Mr Verplanck
Mr Cade	Mr Kiſſam	Mr Pearſall	Mr Wendell 43
Mr Campbell	Mr Lamb	Mr Savage	

For the Affirmative.

Mr Baldwin	Mr Halſey	Mr Ogden	Mr Tylee
Mr J. Barker	Mr Hausbrook	Mr Pearce	Mr Vandevoort
Mr Benton	Mr Holcomb	Mr Poſt	Mr Van Epa
Mr Crawford	Mr Hyde	Mr Ryerſs	Mr S. Veeder
Mr Davis	Mr M'Clelland	Mr Schuyler	Mr P. Veeder
Mr Fort	Mr M'Kinſtry	Mr Joshua Smith	Mr Warner 27
Mr Hale	Mr M'Kown	Mr D. Ten Broeck	

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *concerning the recovery of debts and demands to the value of ten pounds in the city of New-York*," and the bill, entitled "An act *for appointing a comptroller in this ſtate*," ſhould ſeverally become laws of this ſtate.

Mr. Morton, from the committee to whom was referred the petition of Francis Turner and others, confined in the gaol of the city and county of New-York, for debt, and alſo the petition of Thomas Lotridge and others, confined in the gaol of the city and county of Albany, for debt, reported,

That the ſaid petitioners have prayed, that the Legiſlature would paſs a general act, by which inſolvent debtors, upon ſurrendering up all their real and perſonal eſtate, may be diſcharged from impriſonment.

Upon this the committee would obſerve, that by the conſtitution of the United States, the right of eſtabliſhing an uniform law on the ſubject of bankruptcies throughout the ſaid ſtates, is veſted in the Congreſs thereof—but though it is now eight years ſince the ſaid conſtitution was eſtabliſhed, ſtill Congreſs have not as yet paſſed any law relative thereto: That this delay has probably ariſen from the difficulty of framing a law which ſhall operate equally, and yet be acceptable to the ſeveral ſtates of the union, whoſe municipal regulations are ſo variant, and among whom there exiſts on this ſubject ſuch a variety of opinion. Theſe difficulties will continue, and may for a conſiderable length of time prevent any laws being paſſed upon this ſubject: That our laws relative to inſolvents do not effectually anſwer the end propoſed, is acknowledged by all; and that ſome ſyſtem may be adopted, which, while it more effectually ſecures the creditor, againſt the practices of *fraudulent* debtors, may alſo relieve the *innocent* tho' *unfortunate* debtor, is, the committee believe, a pretty general wiſh of the community—Until Congreſs ſhall have paſſed a law on this ſubject, the individual ſtates, the committee conceive, are conſtitutionally authoriſed to make ſuch regulations as they ſhall judge proper—Whether the Legiſlature under preſent circumſtances, think it adviſeable to reviſe our preſent ſyſtem relative to inſolvency, is for them to determine, and in order that the ſenſe of this Houſe may be taken upon it, the committee propoſe the following reſolution, viz.

Reſolved, That it is expedient that the laws of this ſtate relative to inſolvents ſhould be reviſed and amended, that a committee be appointed to take the ſame into conſideration, and that they be directed to bring in a bill relative thereto.

Ordered, That the ſaid report and petitions be committed to a committee of the whole Houſe.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Saturday, eleven o'clock A. M. *February* 18*th*, 1797.

The bill, entitled "An act *for the relief of Iſaac Foote;*" the bill, entitled "An act *more effectually to prevent the commiſſion of the offence of petit larceny;*" the bill, entitled "An act *relative to the levying and aſſeſſing of taxes;*" the bill, entitled "An act *to increaſe the number of firemen in the city of Albany*," and the bill, entitled "An act *relative to certain judges of the ſupreme court*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The engroſſed bill, entitled "An act *for the relief of John Peter DeLancey and William Bayard, jun.*" was read a third time.

Mr. Benton made a motion, that the ſaid bill ſhould be recommitted to a committee of the whole Houſe, and the queſtion being put thereon, it was carried in the affirmative.

Thereupon the Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid bill; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Bleecker, from the ſaid committee, reported, that Mr. Griſwold, made a motion, that

the ſaid bill ſhould be rejected; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Griſwold, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Cooley	Mr Miller	Mr Taylor
Mr Benton	Mr Crane	Mr M'Clelland	Mr Thompſon
Mr Bill	Mr DeWitt	Mr Nash	Mr Tyler
Mr Blanch	Mr Griſwold	Mr Ogden	Mr Van Eps
Mr Bockee	Mr Halſey	Mr Oliver	Mr S. Veeder
Mr Brett	Mr Henry	Mr Pearce	Mr P. Veeder
Mr Cade	Mr Holcomb	Mr Platt	Mr Vosburgh
Mr Campbell	Mr Hyde	Mr Savage	Mr Warner
Mr John Carpenter	Mr Landon	Mr Schuyler	Mr Wendell
Mr Chipman	Mr Leonard	Mr Sears	Mr Wheeler
Mr Clark	Mr Marvin	Mr Joshua Smith	Mr Wood 45
Mr Comſtock			

For the Negative.

Mr S. A. Barker	Mr Davis	Mr M'Kown	Mr Speaker
Mr J. Barker	Mr Foot	Mr Morton	Mr Teed
Mr Bird	Mr Hale	Mr Oakley	Mr A. Ten Broeck
Mr Brown	Mr Kent	Mr Pearſall	Mr D. Ten Broeck
Mr Bruyn	Mr Kiſſam	Mr Poſt	Mr Tylee
Mr Joſeph Carpenter	Mr Lamb	Mr Roſevelt	Mr Vandevoort
Mr Conyne	Mr Lanſing	Mr Ryerſs	Mr Verplanck
Mr Cornwall	Mr LeRoy	Mr John Smith	Mr Williamſon
Mr Crawford	Mr Little	Mr Jac. Smith	Mr Youngs 36

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the bill be and it is hereby rejected.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

The Regents of the Univerſity have taken into conſideration the memorial of Doctor Wright Poſt, which on the 20th of laſt month, was referred to them by your honorable body, and have thereupon made the report, which I have now the honor to lay before you.

Albany, 18th February, 1797. JOHN JAY.

The ſaid report is in the words following, viz.

The Regents of the Univerſity, to whom was referred the memorial of Wright Poſt, profeſſor of anatomy in Columbia College, report,

That the memorialiſt, about ſix years ago, undertook a voyage to Europe, for the expreſs purpoſe of procuring the materials neceſſary for teaching anatomy in Columbia College, upon an extenſive and uſeful plan: That at his return he ſupplied the ſaid College with a large and valuable collection of anatomical preparations: That the memorialiſt was at great expence in procuring the ſaid collection; all the objects of which are of a periſhable nature, and require conſtant attention as well as expence for their preſervation: That as a comprehenſive medical knowledge is of the firſt importance to the community, and depends on a perfect underſtanding of the ſtructure and functions of the different organs compoſing the human body, which cannot be acquired without the aid of anatomical preparations; the exertions of the memorialiſt to procure the aforeſaid collection for Columbia College, entitle him to the higheſt applauſe, and merit liberal encouragement.

That therefore, in the opinion of the Regents, it will be adviſeable for the Legiſlature to grant during their pleaſure, to the Truſtees of Columbia College, the annual ſum of five hundred dollars, to be appropriated to the preſervation of the anatomical muſeum belonging to the memorialiſt in the ſaid College, and for procuring additional articles thereto, and for an allowance to the ſaid memorialiſt for his ſervices in the care and charge thereof. Provided, that all ſuch additional articles which ſhall be procured with the ſaid monies ſhall become the property of the ſaid Truſtees, for the uſe of the ſaid College. By order and in behalf of the Regents,

By the Chancellor's command, JOHN JAY, Chancellor.

David S. Jones, Sec'ry.

Ordered, That the ſaid report be committed to a committee of the whole Houſe.

Mr. D. Ten Broeck, from the committee to whom were referred the ſeveral petitions and memorials of inhabitants of ſeveral of the counties of this ſtate, praying additions and amendments to the act "*for ſuppreſſing vice and immorality*," reported,

That the committee have ſeriouſly conſidered, carefully reflected upon, and inveſti-

gated the ſeveral matters ſubmitted to their conſideration, and are of opinion, that amendments and alterations are highly neceſſary and ought to be made to the act above mentioned: That the committee have prepared a bill for ſuch purpoſe, embracing a general reviſal of the ſaid act, and have directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Ten Broeck brought in the ſaid bill, entitled "An act *for ſuppreſſing vice and immorality*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *further to amend an act, entitled "An act for the partition of lands*," which was read the firſt time, and ordered a ſecond reading.

Mr. Halſey, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *to encourage the deſtroying of wolves and panthers*," which was read the firſt time, and ordered a ſecond reading.

Mr. Wood, from the committee to whom was referred the petition of John D. Van Antwerp and others, inhabitants of the town of Schenectady, reported, that in the opinion of the committee, the petitioners, if entitled to relief, have their remedy at law, and that there is nothing in their caſe to warrant legiſlative interference.

Ordered, That the conſideration of the ſaid report be poſtponed until Tueſday next.

The Surveyor-General, to whom was referred the petition of Mary Swords, widow of Thomas Swords, reported, that ſome time before the revolution, government ordered the diviſion line between the counties of Albany and Ulſter to be run weſt from the mouth of Sawyer's kill, whereupon Thomas Swords and others, ſeverally petitioned to have lands, to which they were entitled, located and granted immediately to the north of the line ſo run—The truſtees of Kingſton interpoſed a claim, and the parties were heard before the Governor and Council, who finally determined the lands to be vacant; they were accordingly granted to ſaid Thomas Swords and others, in the year 1767.—The Truſtees got poſſeſſion of the lands, and ſuits were brought againſt them by the patentees, but a deciſion has on ſome account or other never been obtained. The whole amount of the lands, granted under the circumſtances here ſtated, do not much exceed ſix thouſand acres.—It appears that the petitioner's late huſband, was entitled to 2000 acres in his own right, beſides a moiety of the right of Joſias Harper, which was alſo 2000 acres purchaſed by him and Thomas Lynott—The Surveyor General not having it in his power at preſent to conſult the records of the ſtate, cannot determine whether an order of ſurvey has ever been iſſued for lands on the weſt ſide of Lake-George, (as alledged by the petitioner) in order to compenſate for thoſe patented as aforeſaid and remaining in the poſſeſſion of the truſtees of the town of Kingſton.

SIMEON DEWITT, Surveyor-General.

Ordered, That the ſaid report and petition be referred to Mr. Kent, Mr. Ogden and Mr. Foote.

Mr. Cade, from the committee to whom was referred the petition of John Smith, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of John Smith*," which was read the firſt time, and ordered a ſecond reading.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *to divide Steuben, in the county of Herkimer, into three towns, and to incorporate a place called New-Peterſburgh*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Monday, eleven o'clock A. M. February 20th, 1797.

The bill, entitled "An act *for the relief of John Smith*;" the bill, entitled "An act *to encourage the deſtroying of wolves and panthers*;" the bill, entitled "An act *further to amend an act, entitled "An act for the partition of lands*;" and the bill, entitled "An act *for ſuppreſſing vice and immorality*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Levi Dodge and others, inhabitants reſiding on a tract of land, containing 2,190 acres, called the Newburgh patent, in Ulſter county, praying a law authorizing them to appoint a company of firemen for the ſaid village, was read, and referred to Mr. Crawford, Mr. Oakley and Mr. Crane.

A petition of Palmer Cade, adminiſtrator to the eſtates of Robert Smith and Ebenezer Averill, late privates in Col. Moſes Hazen's regiment, praying that letters patent may be iſſued to him, for the bounty lands due for the ſervices of the ſaid Robert Smith

and Ebenezer Averill, was read, and referred to Mr. Brayton, Mr. Benton and Mr. Hauſbrook.

A petition of Richard Smith and others, inhabitants of the county of Suffolk, relative to the regulation of the meaſurement of fire wood offered for ſale in the city of New-York, was read, and referred to Mr. Will, Mr. Landon and Mr. Burr.

A petition of Marcus Bellinger and others, inhabitants of the county of Schohary, praying alterations in the preſent criminal code, was read, and referred to Mr. D. Ten Broeck, Mr. Metcalfe and Mr. Wood.

A petition of John M'Keſſon, praying compenſation for certain ſervices as clerk of the ſupreme court, was read, and referred to Mr. Morton, Mr. Griſwold and Mr. Bill.

A petition of John Empie and others, relative to claims againſt forfeited eſtates, was read, and referred to Mr. J. Barker, Mr. Leonard and Mr. Leland.

A petition of Sidney Berry and others, of the town of Saratoga, relative to the poor of the ſaid town, and alſo to the ſettlement of ſundry accounts between the towns of Eaſton, Stillwater and Saratoga, was read, and referred to the Members attending in this Houſe from the counties of Waſhington and Saratoga.

The Hon. the Senate returned, by Mr. Hatfield and Mr. Haight, the bill, entitled "An act *to amend an act, entitled "an act for the relief of Benjamin Birdſall and his aſſociates.*"

Ordered, That Mr. Ryerſs and Mr. Savage deliver the bill to the Hon. the Council of Reviſion.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *ſupplementary to the act, entitled "An act for the relief of Wilhem Willink, Nicolaas Van Staphorſt, Chriſtian Van Eeghen, Hendrick Vollenhoven, Rutger Jan Schimmelpenninck and Peter Stadnitſky, being aliens*," reported, that the committee had gone through the ſaid bill, made an amendment and added a clauſe, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *to divide Steuben in the county of Herkimer into three towns, and to incorporate a place called New-Peterſburgh*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the Canadian and Nova-Scotia refugees*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr Brown, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Thomas M'Gee*," reported progreſs, and obtained leave to ſit again.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *for relief of Gerrit Staats*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe was read, and debates had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the ſaid bill be and it is hereby rejected.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

The letter herewith laid before you, from General Clarkſon, one of the Commiſſioners for fortifying the port of New-York, and which is dated the 15th of this month, appears to me to deſerve attention.

Albany, 20th February, 1797. JOHN JAY.

Ordered, That the ſaid meſſage, and letter accompanying the ſame, be referred to the committee on that part of his Excellency's ſpeech, which relates to fortifications.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *to authoriſe the treaſurer of this ſtate to ſubſcribe to the bank of Albany*," one of which amendments was to alter the title, that the altered title is, "An act *to authoriſe the comptroller of this ſtate to ſubſcribe to the bank of Albany*;" the bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Savage and Mr. Schuyler deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments of the Hon. the Senate to ſaid bill, and that the ſame is amended accordingly.

The Attorney-General, to whom was referred the petition of Mary Hanſen, widow and relect of John Hanſen, deceaſed, by the Hon. the Houſe of Aſſembly, reſpectfully reports,

That on the twenty-ſecond day of March, in the year one thouſand ſeven hundred and ſeventy-four, the King of Great-Britain granted to John Hanſen, the huſband of the petitioner, an annuity of five hundred pounds ſterling, payable out of the quit-rents ariſen or to ariſe in the province of New-York: That on the eighth day of December, in the ſame year, a new grant was made to the ſaid John Hanſen, and at his ſolicitation payable out of the ſame fund, of one thouſand pounds ſterling, and of an annuity of three hundred pounds ſterling for nine years, and five hundred pounds ſterling for life thereafter; in conſideration whereof, the ſaid John Hanſen releaſed to the King of Great-Britain all right and intereſt under the firſt grant. It is ſtated in the petition, that John Hanſen received during his life one thouſand and eight hundred pounds.—This ſtatement is probably accurate, as that ſum was nearly due at the time of the declaration of independence, to which period it is to be preſumed the annuity was paid. From the fourth of July, 1776, until the eighth of December, 1782, John Hanſen would have been entitled to an annuity of three hundred pounds ſterling, equal at that time to about the ſum of one thouſand eight hundred and ninety nine pounds ſterling; from that period until his deceaſe, which happened in May, 1785, an annuity of fivehundred pounds ſterling would be equal to one thonſand one hundred and fifty-pounds ſterling—making in the whole the ſum of three thouſand and fifty-two pounds three ſterling.

The *quit-rents*, or the *fund* appropriated for the payment of the foregoing ſums of money, by the event of the late revolution and the independence of the ſtate of New-York, became and are now by law declared to be veſted in the people of this ſtate; and the queſtion occurs, how far the grant to Mr. Hanſen is to be conſidered as a lien on ſuch fund: The queſtion is important, and ſubject to ſome embarraſſment. No expreſs legal adjudication has been found to guide the judgment of the Attorney-General on this occaſion. From a full inveſtigation of the ſubject, and the beſt conſideration he could beſtow thereon, it is his opinion, that admitting a ſimilar caſe to exiſt between individuals, a fund appropriated for the payment of an annuity, notwithſtanding any forfeiture or alienation thereof, would continue reſponſible for the diſcharge of ſuch annuity; and there does not appear to him any rational diſtinction between ſuch caſe and the one above ſtated. The King of Great-Britain could not revoke his grant, a ſpecific fund being chargeable therewith: His revenue from quit-rents became forfeited to the people of this ſtate: As they derive the benefit of ſuch forfeiture, ought they not to ſatisfy all legal incumbrances thereon? It is proper to obſerve, that the original grants or warrants were not produced to the Attorney-General.—It is alledged they were miſlaid or loſt by accident, during the late war. Satisfactory evidence, though, of the above ſtated facts, appears by certain recitals contained in the above mentioned releaſe from Mr. Hanſen to the King of Great-Britain, and which is recorded in the Secretary's office of this ſtate, a copy whereof is herewith ſubmitted. All which is reſpectfully ſubmitted.

February 11*th*, 1797. JOS. OGDEN HOFFMAN.

Ordered, That the ſaid report, and papers accompanying the ſame, be referred to Mr. D. Ten Broeck, Mr. Bird, Mr. Metcalfe, Mr. Griſwold and Mr. Morton.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of James Blake*," reported, that the committee had gone through the ſaid bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read; and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Ordered, That the committee of the whole Houſe be diſcharged from the further

conſidaration of the bill, entitled " An act *for raiſing money to pay for the completing and repairing the bridge over the Roſendal-kill, in the county of Ulſter*," and that the ſame be committed to a ſelect committee, conſiſting of the Members attending in this Houſe from the county of Ulſter.

Mr. Wheeler, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Henry Schoonmaker*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Ordered, That it be the order of the day for Thurſday next, for this Houſe to go into committee of the whole Houſe, on the bill, entitled " An act *for opening the navigation between lake Erie and lake Ontario*."

Mr. Benton made a motion, that this Houſe ſhould adjourn till 10 o'clock to-morrow morning.

Mr. D. Ten Broeck moved as an amendment, that the Houſe ſhould adjourn till 11 o'clock ; and the queſtion being put on the motion of Mr. D. Ten Broeck, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Bird	Mr Hale	Mr Maſon	Mr Joshua Smith
Mr Blanch	Mr Halſey	Mr M'Kinſtry	Mr A. Ten Broeck
Mr Brown	Mr Henry	Mr M'Kown	Mr D. Ten Broeck
Mr Campbell	Mr Kent	Mr Morton	Mr Tyler
Mr John Carpenter	Mr Kiſsam	Mr Platt	Mr Van Eps
Mr Conyne	Mr Lamb	Mr Prince	Mr P. Veeder
Mr Cooley	Mr Leonard	Mr Roſevelt	Mr Verplanck
Mr Coryell	Mr LeRoy	Mr Ryerſs	Mr Will
Mr Crane	Mr Little	Mr Savage	Mr Wood
Mr Crawford	Mr Marvin	Mr Schuyler	Mr Youngs 41

For the Negative.

Mr Baldwin	Mr. Clarke	Mr Hyde	Mr Taylor
Mr S. A. Barker	Mr Cornwall	Mr Landon	Mr Teed
Mr J. Barker	Mr DeWitt	Mr Metcalfe	Mr Thompſon
Mr Benton	Mr Foote	Mr Miller	Mr Tylee
Mr Bockee	Mr Fort	Mr M'Clelland	Mr S. Veeder
Mr Brett	Mr Griſwold	Mr Oakley	Mr Warner
Mr Bruyn	Mr Hausbrook	Mr Pearſe	Mr Wendell
Mr Cade	Mr Hochſtraſser	Mr Sears	Mr Wheeler 35
Mr Joſeph Carpenter	Mr Hogeboom	Mr Jacob Smith	

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *for dividing certain towns in Onondaga*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Then the Houſe adjourned until eleven o'clock to-morrow morning.

Tueſday, eleven o'clock A. M. *21ſt February*, 1797.

The engroſſed bill, " entitled An act *to divide Steuben, in the county of Herkimer, into three towns, and to incorporate a place called New-Peterſburgh* ;" the engroſſed bill, entitled " An act *for dividing certain towns in Onondaga* ;" the engroſſed bill, entitled, " An act *for the relief of James Blake* ;" the engroſſed bill, entiled " An act *for the relief of the Canadian and Nova-Scotia reffugees*," and the engroſſed bill, entitled " An act *for the relief of Henry Schoonmaker*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Schuyler and Mr. Sears deliver the five beforementioned bills to the Hon. the Senate, and requeſt their concurrence.

A petition of Peter Bellinger and others, inhabitants of the county of Montgomery, relative to the boundary line between the counties of Montgomery and Herkimer at the Little-falls, was read and referred to Mr. M'Niel, Mr. Hochſtraſſer and Mr. Gettman.

A petition of Jacob Wilkins and others, grantees under New-York, praying compenſation for lands ceded to the ſtate of Vermont, was read and referred to Mr. Wood, Mr. Morton, Mr. Vandevoort, Mr. Hale, and Mr. Verplanck.

Mr. Brown, from the committee to whom was referred the petition of John Meyer and others, inhabitants of the county of Herkimer, relative to the poſt road in ſaid county, reported in favor of the petitioners, ſo far as relates to the road which leads from Fort-Schuyler to the Oneida-Caſtle ; and obtained leave to bring in a bill, enti-

tled " An act *for laying out and improving a road from Fort-Schuyler to the Oneida-Caſtle*," which was read the firſt time, and ordered a ſecond reading.

Mr. Brown, from the committee who were directed to prepare and bring in a reſolution, on the report of a committee to whom was referred the petition of Mary Moore, praying a reimburſement of money expended when a priſoner in Canada, and on her return from Skeenſborough to Schenectady, reported a reſolution with a recital, in the words following, viz.

Whereas the Legiſlature have heretofore conſidered it improper to grant compenſation to ſufferers of this deſcription, and whereas the granting compenſation in this caſe, would be eſtabliſhing an improper precedent by opening a door for impoſitions and unjuſt claims. Therefore,

Reſolved, That the prayer of the ſaid petitioner ought not to be granted. Which report was concurred in by the Houſe.

Mr. Teed from the committee to whom was referred the petition of William W. Thompſon, late Sheriff of the county of Orange, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled " An act *for the relief of William W. Thompſon*," which was read the firſt time, and ordered a ſecond reading.

Mr. Maſon, from the committee appointed for the purpoſe, brought in a bill, entitled " An act *to encourage the manufacturing of ſalt-petre and gun-powder in this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. Ogden, from the committee to whom was referred the petition of Silas Wood, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled " An act *for the relief of Silas Wood*," which was read the firſt time, and ordered a ſecond reading.

Ordered, That the bill, entitled " An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," be recommitted to a commitree of the whole Houſe.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *for the eſtabliſhment and ſupport of a Lazaretto*," reported, that the committee had gone thro' the bill, made amendments, and added clauſes, which he was directed to report to the houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Little, from the committee of the whole Houſe, on the bill, entiled " An act *to regulate highways*," reported further progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Wedneſday, ten o'clock A. M. 22d February, 1797.

The bill, entitled " An act *for the relief of Silas Wood* ;" the bill, entitled " An act *for laying out and improving a road from Fort Schuyler to the Oneida Caſtle* ;" the bill, entitled " An act *for the relief of William W. Thompſon*," and the bill, entitled " An act *to encourage the mannfacturing of ſalt-petre and gun-powder in this ſtate*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Thomas M'Kinſtry, late a Captain in Col. Malcom's regiment of levies, praying compenſation for his ſervices, was read, and referred to Mr. S. A. Barker, Mr. Lamb, and Mr. Cade.

A petition of Nehemiah Mead and others, inhabitants reſiding on a tract of land in the county of Waſhington, praying a grant of the ſaid lands, was read and referred to the Surveyor-General.

A petition of the Mayor, Aldermen and Commonalty of the city of Albany, praying a law authoriſing the raiſing by tax, a ſum of money not exceeding eight hundred pounds, for the purpoſe of maintaining a night-watch and for defraying the expences of lighting the lamps of ſaid city, was read, and referred to Mr. Conyne, Mr. Thompſon and Mr. Sears.

A petition of the Mayor, Aldermen and Commonalty of the city of Albany, praying a law prohibiting the erecting of any wooden buildings within certain limits in the ſaid city, was read, and referred to the Members attending in this Houſe from the city and county of Albany.

A petition of John Prince and others, freeholders and inhabitants of the town of Schenectady, praying relief as to the acknowledgment of certain deeds and conveyances by Henry Glen and Gerrit S. Veeder, Eſquires, Judges of the court of common pleas, for the city and county of Albany, was read, and referred to Mr. Metcalfe, Mr. M'Clellan and Mr. Brett.

A petition of David Wagener and others, members of a ſociety of Friends, ſettled on the weſt ſide of the Seneca-lake, praying that a law may be paſſed authoriſing commiſſioners to divide a tract of land granted to James Parker, Thomas Hathaway, William Potters and their aſſociates, in the year 1792, and for other purpoſes therein mentioned, was read, and referred to Mr. Maſon, Mr. Platt, and Mr. Grey.

A petition of John Porteous, and a petition of John M'Comb and others, inhabitants of the towns of Herkimer and Fairfield, in the county of Herkimer, praying that the Legiſlature would eſtabliſh the lower end of the Little-falls as the boundary line between the counties of Herkimer and Montgomery, were ſeverally read, and referred to Mr. M'Niel, Mr. Hochſtraſſer and Mr. Gettman.

A petition of John Price, of the city of New-York, phyſician, ſtating that he had obtained a leaſe of Governor's iſland for twenty-one years, on which he had made improvements, and that the ſame has been ſince taken for the uſe of the public for erecting fortifications thereon, praying compenſation, was read, and referred to Mr. Comſtock, Mr. Pearſall and Mr. Oliver.

Mr. Wood, from the committee to whom was referred the petition of William Corlett and others, inhabitants of the town of Schenectady, relative to their common lands reported, that although in ordinary caſes when a truſt has been once legally veſted, it would be improper for the Legiſlature to interfere to diveſt or annul the truſt, yet in the preſent caſe, the circumſtances are ſo peculiar, and the miſchiefs ſo pernicious, as in the opinion of the committee, to render legiſlative interpoſition neceſſary to remove them; that the committee have prepared a bill for that purpoſe, and have directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Wood brought in the ſaid bill, entitled "An act *authorizing the inhabitants of the town of Schenectady to elect truſtees, for the purpoſe of managing their common lands and other common property*," which was read the firſt time, and ordered a ſecond reading.

Ordered, That the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned*," be further poſtponed until to-morrow.

Mr. Morton, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *declaratory of the twenty-third article of the conſtitution of this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for dividing the town of Franklin, in the county of Otſego, into two towns*," reported, that the committee had gone through the bill, made amendments, added a clauſe, and altered the title, that the altered title is, "An act *for dividing the town of Franklin, in the county of Otſego, and for ſettling the boundary of certain other towns in the ſaid county*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

The Aſſiſtant Attorney-General, to whom was referred the petition of Henry Shute and Peter DeReimer, reported, that he had not yet been able to form a report, for want of teſtimony to ſubſtantiate the facts detailed in it; and his reſignation of the office of Aſſiſtant Attorney-General, and the appointment of his ſucceſſor, rendered it improper that he ſhould retain it longer. Thereupon,

Ordered, That the ſaid petition be referred to Mr. Morton, Mr. Ogden and Mr. Cornwall.

A meſſage from the Hon. the Senate, delivered by Mr. Hitchcock and Mr. Jones, with the bill therein mentioned, was read, that the Senate have concurred in the amendment of this Houſe to the bill, entitled "An act *ſupplementary to the act, entitled An act for the relief of Wilhem Willink, Nicolaas Van Staphorſt, Chriſtian Van Eeghen, Hendrick Vollenhoven, Rutger Jan Schimmelpenninck and Peter Stadnitſky, being aliens*," and have amended the ſame accordingly.

Ordered, That Mr. Joſhua Smith and Mr. John Smith return the bill to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Hitchcock and Mr. Jones, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the Senate and Aſſembly,

will reſpectively on Tueſday next, at twelve of the clock, proceed to the nomination of a Regent of the Univerſity of this ſtate, in the place of Jonas Coe, who has declined accepting that office.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution.

Ordered, That Mr. Sears and Mr. Joſhua Smith deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Ordered, That it be the order of the day for to-morrow, for this Houſe to go into a committee of the whole Houſe, on the bill, entitled "An act *relative to the levying and aſſeſſing of taxes.*"

Then the Houſe adjourned until ten o'clock to-morrow morning.

Thurſday, ten o'clock A. M. 23*d February*, 1797.

The bill, entitled "An act *authoriſing the inhabitants of the town of Schenectady to elect truſtees, for the purpoſe of managing their common lands and other common property*," and the bill, entitled "An act *declaratory of the twenty-third article of the conſtitution of this ſtate*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled "An act *for the eſtabliſhment and ſupport of a Lazaretto*," was recommitted to a committee of the whole Houſe.

Thereupon the Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid bill; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Griſwold, from the ſaid committee, reported, that the committee had gone through the ſaid bill, made amendments and added clauſes, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Ordered, That the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned*," be further poſtponed until Tueſday next.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *concerning the aſſeſſment and levying of taxes*," reported progreſs, and obtained leave to ſit again.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for opening and improving certain great roads within this ſtate*," reported further progreſs, and obtained leave to ſit again.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for confirming a partition of certain lands therein mentioned*," reported, that the committee had gone through the ſaid bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of James Waters and Nancy Waters*," reported progreſs, and obtained leave to ſit again.

Mr. Hale, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *to regulate the return, impannelling and compenſation of jurors for the trial of iſſues*," which was read the firſt time, and ordered a ſecond reading.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Friday, ten clock A. M. 24th February, 1797.

The engroſſed bill, entitled "An act *for the eſtabliſhment and ſupport of a Lazaretto*;" the engroſſed bill, entitled "An act *for dividing the town of Franklin, in the county of Otſego, and for ſettling the boundary of certain towns in ſaid county*," and the engroſſed bill, entitled "An act *for confirming a partition of certain lands therein mentioned*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Jacob Smith and Mr. Taylor deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *to regulate the return, impannelling and compenſation of jurors for the trial of iſſues*," was read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Edmund Wells and others, inhabitants of the town of Cambridge, in

the county of Waſhington, praying that proviſion may be made by law to prevent the ſpreading of the ſmall-pox, was read, and referred to Mr. Savage, Mr. Hogeboom and Mr. Baldwin.

A petition of Zephaniah Filer, of the county of Renſſelaer, in behalf of himſelf, his mother and brothers, ſtating that his father Thomas Filer, ſerved as a ſoldier in the 4th New-York regiment, from the 1ſt day of Nov. 1776, until the time of his death; that by an omiſſion of the returning officer, he was not returned among thoſe who were entitled to receive a bounty of lands, praying that they may receive a like quantity of lands as others in ſimilar circumſtances, was read, and referred to Mr. Grey, Mr. M'Kinſtry and Mr. Davis.

Mr. M'Clelland, from the committee to whom was referred the petition of David Schauper, adminiſtrator of William Schauper, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of the adminiſtrator of William Schauper, deceaſed*," which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, from the committee to whom was referred the petition of Maria Magdalina Mattice, with the report of the Aſſiſtant Attorney-General, and the vouchers accompanying the ſame, reported, that the committee concur in opinion with the Aſſiſtant Attorney-General, that the petitioner is juſtly entitled to compenſation, in lieu of her dower; that the committee have aſcertained ſuch compenſation in the manner ſtated in the ſaid report—have prepared a bill for ſuch purpoſe, and directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Ten Broeck brought in the ſaid bill, entitled "An act *for the relief of Maria Magdalina Mattice*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee to whom was referred the petition of Henry Shute and Peter DeReimer, reported, that the petitioners lay claim, as heirs of Iſaac DeReimer, deceaſed, to certain lands which have been forfeited to this ſtate by the attainder of James DeLancey, and pray ſome compenſation therefor.

That it appears from the petitioners own ſtatement, that the lands in queſtion were recovered from their anceſtor by the perſons from whom Mr. DeLancey's title is derived, as early as the year 1623, upwards of 173 years ago; of courſe the title of the petitioners, if they ever had any, is now barred by the ſtatute of limitations: It further appears, that the title of the petitioners underwent a legal deciſion a few years after the peace: The committee have been informed, that they preſented a writ of right, and that a verdict paſſed againſt them. This, if ſo, is alſo a bar to their title.

Whether the caſe of the petitioners, if made out as ſtated in the petition, might not entitle them to the attention of the Legiſlature on the principle of benevolence, the committee will not take upon them to determine, but unſupported as it is by any documents whatſoever, they ſuppoſe any further enquiry even upon this ground is unneceſſary—they therefore recommend that the petition be diſmiſſed.

Which report was agreed to by the Houſe.

Mr. Morton, from the committee to whom was referred the petition of John M'Keſſon, reported that the petitioner prays to be compenſated for ſervices rendered by him as clerk of the ſupreme court in the criminal buſineſs of the ſtate.

Whether the Legiſlature will conſider the fees which the clerk of the ſupreme court receives in civil cauſes, as a ſufficient compenſation for all his ſervices in that office, or will conſent to allow him for ſervices he performs for the ſtate in the criminal buſineſs, is for them to determine; if allowance is made to the petitioner in the preſent inſtance, it ought alſo to be allowed in all caſes hereafter to the clerks of the ſupreme court; and if ſuch is the opinion of the Houſe, the committee are of opinion that relief ſhould be given to the petitioner, and a committee ſhould be directed to bring in a bill for that purpoſe.

Ordered, That the ſaid report and petition be committed to a committee of the whole Houſe.

Mr. Bill, from the committee to whom was referred the petition of Alexander Comrie, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Alexander Comrie*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *to confirm the proceedings of the laſt courts of common pleas and general ſeſſions of the peace held in the county of Onondaga*," reported, that the committee had gone through the bill

without amendment, which he was directed to report to the Houſe; and he read the report in his place and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read the third time, and paſſed.

Ordered, That Mr. Taylor and Mr. Teed deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. the Chief Juſtice, was read, that it does not appear improper to the Council, that the bill, entitled "An act *to authorize the comptroller of this ſtate to ſubſcribe to the bank of Albany*," and the bill, entitled "An act *to amend an act, entitled "An act for the relief of Benjamin Birdſall and his aſſociates*," ſhould ſeverally become laws of this ſtate.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate highways*," reported the proceedings of the committee to have been as follows, viz.

That a paragraph in the 29th clauſe of the ſaid bill was read, and is in the words following, viz.

And be it further enacted, That from and after the firſt day of September, if any waggon to be uſed in any highway, in either of the counties aforeſaid, the county of Weſtcheſter excepted, by any inhabitant thereof, ſhall require a new axle-tree or new axle-trees, both the axle-trees thereof ſhall be ſo conſtructed, as that when the wheels are placed thereon, and the lynch-pins put in their proper places, the outſide of the fellows of the two wheels on the ſame axle-tree ſhall be five feet aſunder, and ſhall not deviate therefrom, ſo as to be either wider or narrower by more than one inch.

That Mr. D. Ten Broeck made a motion, that the words "*the county of Weſtcheſter excepted*," in the ſaid paragraph, ſhould be expunged; that debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Davis	Mr Metcalfe	Mr Speaker
Mr Bill	Mr Eaker	Mr Miller	Mr Taylor
Mr Blanch	Mr Fort	Mr M'Neil	Mr A. Ten Broeck
Mr Bockee	Mr Grey	Mr Morton	Mr D. Ten Broeck
Mr Brayton	Mr Gettman	Mr Nash	Mr Tylee
Mr Brett	Mr Griſwold	Mr Oakley	Mr Tyler
Mr Brown	Mr Halſey	Mr Ogden	Mr Vandevoort
Mr Burr	Mr Hausbrook	Mr Oliver	Mr Van Eps
Mr John Carpenter	Mr Henry	Mr Platt	Mr Verplanck
Mr Chipman	Mr Hochſtraſser	Mr Prince	Mr Vosburgh
Mr Clark	Mr Holcomb	Mr Rice	Mr Wendell
Mr Comſtock	Mr Hyde	Mr Ryerſs	Mr Wheeler
Mr Conyne	Mr Kent	Mr Schuyler	Mr White
Mr Cornwall	Mr LeRoy	Mr Sears	Mr Will
Mr Crane	Mr Marvin	Mr John Smith	Mr Williamſon 61
Mr Crawford			

For the Negative.

Mr S. A. Barker	Mr DeWitt	Mr Maſon	Mr Joshua Smith
Mr J. Barker	Mr Foote	Mr M'Clelland	Mr Jac. Smith
Mr Benton	Mr Hale	Mr M'Kinſtry	Mr Teed
Mr Bruyn	Mr Hogeboom	Mr M'Kown	Mr Thompſon
Mr Cade	Mr Kiſsam	Mr Pearce	Mr P. Veeder
Mr Campbell	Mr Lamb	Mr Pearſall	Mr Warner
Mr Joſeph Carpenter	Mr Landon	Mr Roſevelt	Mr Wood
Mr Cooley	Mr Lanſing	Mr Savage	Mr Youngs 33
Mr Coryell			

That in proceeding further in the ſaid bill, Mr. Oakley made a motion, that the whole of the 29th enacting clauſe of the ſaid bill ſhould be expunged; that debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Crawford	Mr Marvin	Mr Sears
Mr Blanch	Mr Davis	Mr Metcalfe	Mr John Smith
Mr Bockee	Mr DeWitt	Mr M'Clelland	Mr Speaker
Mr Brayton	Mr Foote	Mr M'Kinſtry	Mr Taylor
Mr Brett	Mr Griſwold	Mr M'Niel	Mr D. Ten Broeck
Mr Brown	Mr Halſey	Mr Morton	Mr Tylee
Mr Bruyn	Mr Hausbrook	Mr Nash	Mr Vandevoort
Mr Burr	Mr Henry	Mr Oliver	Mr Wendell
Mr Campbell	Mr Hochſtraſser	Mr Platt	Mr White
Mr Chipman	Mr Holcomb	Mr Prince	Mr Will
Mr Clarke	Mr Kent	Mr Roſevelt	Mr Williamſon
Mr Comſtock	Mr LeRoy	Mr Ryerſs	Mr Wood
Mr Crane			

For the Affirmative.

Mr S. A. Barker	Mr Eaker	Mr Miller	Mr Teed	
Mr J. Barker	Mr Fort	Mr M'Kown	Mr A. Ten Broeck	
Mr Benton	Mr Grey	Mr Oakley	Mr Thompſon	
Mr Bill	Mr Gettman	Mr Ogden	Mr Tyler	
Mr Cade	Mr Hale	Mr Pearſe	Mr P. Veeder	
Mr John Carpenter	Mr Hogeboom	Mr Pearſall	Mr Verplanck	
Mr Joſeph Carpenter	Mr Hyde	Mr Rice	Mr Vosburgh	
Mr Conyne	Mr Kiſsam	Mr Savage	Mr Warner	
Mr Cooley	Mr Lamb	Mr Schuyler	Mr Wheeler	
Mr Cornwall	Mr Landon	Mr Joshua Smith	Mr Young	43
Mr Coryell	Mr Maſon	Mr Jacob Smith		

That in proceeding further in the ſaid bill, Mr. S. A. Barker made a motion, that the firſt paragraph in the firſt enacting clauſe of the ſaid bill, ſhould be reconſidered, and the queſtion being put thereon, it was carried in the affirmative.

That Mr. S. A. Barker then made a motion, that the words "*Kings*, *Queens*, *Suffolk* and *Richmond*," in the ſaid paragraph, ſhould be expunged; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Barker, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Conyne	Mr M'Clelland	Mr Taylor	
Mr S. A. Barker	Mr Cooley	Mr M'Kown	Mr Teed	
Mr J. Barker	Mr Crane	Mr Oakley	Mr D. Ten Broeck	
Mr Benton	Mr Eaker	Mr Ogden	Mr Thompſon	
Mr Blanch	Mr Fort	Mr Pearce	Mr Tylee	
Mr Brayton	Mr Grey	Mr Rice	Mr Vandevoort	
Mr Cade	Mr Gettman	Mr Ryerſs	Mr P. Veeder	
Mr Campbell	Mr Hale	Mr Savage	Mr Verplanck	
Mr John Carpenter	Mr Halſey	Mr Schuyler	Mr Voſburgh	
Mr Joſeph Carpenter	Mr Hogeboom	Mr John Smith	Mr Warner	
Mr Clark	Mr Holcomb	Mr Jacob Smith	Mr White	
Mr Comſtock	Mr Hyde	Mr Speaker	Mr Youngs	48

For the Negative.

Mr Bill	Mr Davis	Mr Marvin	Mr Platt	
Mr Bockee	Mr DeWitt	Mr Maſon	Mr Roſevelt	
Mr Brett	Mr Foote	Mr Metcalfe	Mr Sears	
Mr Brown	Mr Griſwold	Mr Miller	Mr Joſhua Smith	
Mr Bruyn	Mr Hauſbrook	Mr M'Kinſtry	Mr A. Ten Broeck	
Mr Burr	Mr Henry	Mr M'Niel	Mr Tyler	
Mr Chipman	Mr Kent	Mr Morton	Mr Wendell	
Mr Cornwall	Mr Kiſſam	Mr Naſh	Mr Wheeler	
Mr Coryell	Mr Lamb	Mr Oliver	Mr Williamſon	
Mr Crawford	Mr Landon	Mr Pearſall	Mr Wood	40

That after the committee had gone through the bill, made amendments, added clauſes, and filled up the blanks, the queſtion was put, whether the committee did agree to the whole bill as amended, which was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Bill	Mr Davis	Mr Maſon	Mr Joshua Smith	
Mr Blanch	Mr DeWitt	Mr Metcalfe	Mr John Smith	
Mr Bockee	Mr Foote	Mr Miller	Mr Speaker	
Mr Brayton	Mr Fort	Mr M'Kinſtry	Mr A. Ten Broeck	
Mr Brett	Mr Grey	Mr M'Kown	Mr D. Ten Broeck	
Mr Brown	Mr Gettman	Mr M'Neil	Mr Tylee	
Mr Bruyn	Mr Griſwold	Mr Morton	Mr Tyler	
Mr Burr	Mr Hausbrook	Mr Nash	Mr Vandevoort	
Mr Cade	Mr Holcomb	Mr Oliver	Mr Verplanck	
Mr Campbell	Mr Hyde	Mr Pearſall	Mr Wendell	
Mr Chipman	Mr Kent	Mr Platt	Mr Wheeler	
Mr Cooley	Mr Kiſsam	Mr Rice	Mr White	
Mr Cornwall	Mr Lamb	Mr Roſevelt	Mr Williamſon	
Mr Coryell	Mr Landon	Mr Ryerſs	Mr Wood	59
Mr Crawford	Mr Marvin	Mr Sears		

For the Negative.

Mr Baldwin	Mr Comſtock	Mr M'Clelland	Mr Teed	
Mr S. A. Barker	Mr Conyne	Mr Oakley	Mr Thompſon	
Mr J. Barker	Mr Crane	Mr Ogden	Mr P. Veeder	
Mr Benton	Mr Eaker	Mr Pearce	Mr Vosburgh	
Mr John Carpenter	Mr Hale	Mr Savage	Mr Warner	
Mr Joſeph Carpenter	Mr Halſey	Mr Schuyler	Mr Youngs	23
Mr Clark	Mr Hogeboom	Mr Jacob Smith		

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the bill and amendments in at the table, where they were again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A petition of Thomas Frobiſher, in behalf of himſelf and the tallow-chandlers and ſoap-boilers in the city of New-York, praying that ſome amendment may be made to the act, "*for preventing the bringing in and ſpreading of infectious diſeaſes within this ſtate*," and that ſuch of the manufacturers of ſoap and candles in the city of New-York, as carry on their buſineſs with caution and cleanlineſs, may be permitted to remain within the ſaid city, was read, and referred to the Members attending in this Houſe from the city and county of New-York.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Saturday, ten o'clock A. M. *February 25th*, 1797.

The bill, entitled "An act *for the relief of the adminiſtrator of William Schauper, deceaſed ;*" the bill, entitled "An act *for the relief of Maria Magdalina Mattice*," and the bill, entitled "An act *for the relief of Alexander Comrie*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The Surveyor-General, to whom was referred the petition of Nehemiah Mead and others, reported,

That there is a tract of vacant land between the patent of the Jeſſup's called the townſhip of Hyde, and the ſouth eaſterly bounds of Totten and Croſsfield's purchaſe, on which the petitioners alledge that they have made ſettlements. 6850 acres with the allowance for highways, were granted by the former government out of it, between the two branches of Hudſon's river, on the 18th of October, 1775, which grants have been made void by the conſtitution of the ſtate.

SIMEON DEWITT, Surveyor-General.

Albany, 23d February, 1797.

Ordered, That the ſaid report and petition be referred to a committee conſiſting of Mr. Prince, Mr. DeWitt and Mr. Cooley.

A petition of William Fagen, late a private in Col. James Livingſton's regiment, praying a grant of bounty lands for his ſervices, was read, and referred to Mr. P. Veeder, Mr. Savage and Mr. M'Niel.

A petition of Stephen Hendrickſon and others, proprietors of the ſtages which ply between the cities of New-York and Albany, praying that ſome method may be deviſed more effectually to make and repair the roads and bridges, through the county of Weſtcheſter and part of the county of Dutcheſs, was read, and referred to Mr. Verplanck, Mr. Hale and Mr. Thompſon.

A petition and remonſtrance of D. Dunham and others, freeholders and inhabitants of the city of New-York, remonſtrating againſt the bill now before this Houſe for prohibiting the erection of wooden buildings in the ſaid city, and praying that no alteration may be made in the preſent exiſting laws relative thereto, was read, and committed to the committee of the whole Houſe, when on the bill, entitled "An act *to amend an act, entitled "An act for the more effectual prevention of fires, and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned.*"

Mr. D. Ten Broeck, from the committee to whom was referred the petition of the Mayor, Aldermen and Commonalty of the city of Albany, praying a law to prohibit the erecting of wooden buildings within certain limits in the ſaid city, reported, in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to regulate buildings within certain limits of the city of Albany*," which was read the firſt time, and ordered a ſecond reading.

Mr. Kent, from the committee to whom was referred the petition of the Directors of the Weſtern Inland Lock-Navigation Company, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock-Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid company*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee to whom was referred the petition of William Frobiſher, in behalf of the manufacturers of ſoap and candles in the city of New-York, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *authorizing the inhabitants of the town of Schenectady to elect truſtees, for the purpoſe of managing their common lands and other common property*," reported, that after the bill had been read in committee, Mr. Kent made a motion, that the committee ſhould agree to a reſolution, in the words following, viz.

Reſolved, as the ſenſe of this committee, that the ſubject matters contained in the ſaid bill belong to the cognizance of the courts of juſtice, and that the ſaid bill ought therefore to be diſmiſſed.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

That Mr. D. Ten Broeck, then made a motion, that the committee ſhould agree to a reſolution, in the words following, viz.

Reſolved, as the ſenſe of this committee, that leave be granted to the Truſtees of the town of Schenectady, and that they be accordingly heard by their counſel, at the bar of the Houſe, reſpecting the premiſes, on Tueſday the 7th day of March next; and that the petitioners alſo have leave to appear and be heard by their counſel.

And it was carried in the affirmative.

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That leave be given to the Truſtees of the town of Schenectady, and that they be accordingly heard by their counſel, at the bar of the Houſe, reſpecting the premiſes, on Tueſday the 7th day of March next; and that the petitioners alſo have leave to appear and be heard by their counſel.

Ordered, That it be the order of the day for Tueſday the 7th day of March next, for this Houſe to go into committee of the whole Houſe on the ſaid bill.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for dividing the county of Schohary into towns*," reported, that the committee had gone through the ſaid bill, made amendments and added a clauſe, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. L'Hommedieu and Mr. Mathews, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That his Excellency the Governor be requeſted, to appoint Commiſſioners to examine the claims of the Stockbridge Indians to lands within this ſtate, and to report their opinion thereon, to be laid before the Legiſlature.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution.

Ordered, That Mr. D. Ten Broeck and Mr. Thompſon, deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. L'Hommedieu and Mr. Mathews, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to regulate the practice of phyſic and ſurgery in this ſtate*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *ſupplementary to the act, entitled "An act for the relief of Wilhem Willink, Nicolaas Van Staphorſt, Chriſtian Van Eeghen, Hendrick Vollenhoven, Rutger Jan Schimmelpenninck and Peter Stadnitſky, being aliens*," and the bill, entitled "An act *to confirm the proceedings of the laſt courts of common pleas and general ſeſſions of the peace held in the county of Onondaga*," ſhould ſeverally become laws of this ſtate.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to erect part of the town of Palatine into two new towns*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Then the Houſe adjourned until ten o'clock on Monday morning next.

Monday, ten o'clock A. M. 27th February, 1797.

The engroſſed bill, entitled "An act *for dividing the county of Schohary into towns*," and the engroſſed bill, entitled "An act *to erect part of the town of Palatine into two new towns*," were ſeverally read the third time, and paſſed.

The engroſſed bill, entitled "An act *to regulate highways*," was read the third time.

Mr. Speaker put the queſtion, whether the ſaid bill ſhould paſs, which was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Bill	Mr DeWitt	Mr LeRoy	Mr Sears
Mr Blanch	Mr Foote	Mr Little	Mr Joshua Smith
Mr Bockee	Mr Grey	Mr Marvin	Mr John Smith
Mr Brayton	Mr Gettman	Mr Maſon	Mr D. Ten Broeck
Mr Brett	Mr Griſwold	Mr Metcalfe	Mr Tylee
Mr Brown	Mr Hasbrouck	Mr Miller	Mr Vandevoort
Mr Bruyn	Mr Henry	Mr M'Kinſtry	Mr Van Eps
Mr Burr	Mr Hochſtraſſer	Mr M'Kown	Mr Verplanck
Mr Cade	Mr Hyde	Mr M'Neil	Mr Wendell
Mr Campbell	Mr Kent	Mr Nash	Mr Wheeler
Mr Chipman	Mr Kiſſam	Mr Pearſall	Mr White
Mr Cooley	Mr Lamb	Mr Platt	Mr Will
Mr Coryell	Mr Landon	Mr Roſevelt	Mr Williamſon
Mr Crawford	Mr Lanſing	Mr Ryerſs	Mr Wood 59
Mr Davis	Mr Leland	Mr Schuyler	

For the Negative.

Mr Baldwin	Mr Comſtock	Mr Hogeboom	Mr Teed
Mr S. A. Barker	Mr Conyne	Mr Oakley	Mr Thompſon
Mr J. Barker	Mr Crane	Mr Pearce	Mr Vosburgh
Mr Benson	Mr Eaker	Mr Savage	Mr Youngs 18
Mr John Carpenter	Mr Halſey		

Thereupon, *Reſolved*, That the bill do paſs.

Ordered, That Mr. Thompſon and Mr. Tylee deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *to regulate the practice of phyſic and ſurgery in this ſtate*;" the bill, entitled "An act *to regulate buildings within certain limits of the city of Albany*;" the bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," and the bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock-Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid company*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Daniel Miller, David Warner and George Warner, praying a grant of vacant land, lying in the county of Schohary, was read, and referred to the Surveyor-General.

A petition of H. G. Mappa and others, inhabitants of the town of Schuyler, in the county of Herkimer, praying for a diviſion of the ſaid town, was read, and referred to the Members attending in this Houſe from the county of Herkimer.

A petition of Henry Ten Eyck, late a captain in the regiment of which Charles Webb was colonel, in the ſervice of the United States, praying a grant of bounty lands for his ſervices, was read, and referred to Mr. Youngs, Mr. Marvin and Mr. Vandevoort.

A petition of Bastian T. Viſſcher and others, inhabitants of the county of Albany, praying alterations in the new criminal code, was read, and referred to Mr. D. Ten Broeck, Mr. Metcalfe and Mr. Wood.

A memorial of Richard Morris, relative to a demand againſt the forfeited eſtate of William Tryon, Eſquire, was read, and referred to Mr. Kent, Mr. Hale and Mr. Ryerſs.

Ordered, That the committee to whom was referred the petition of John Konkapot and others, of the Mohegan Tribe of Indians, be diſcharged from the further conſideration thereof.

Mr. S. A. Barker, from the committee to whom was referred the petition of Thomas M'Kinſtry, reported, that it appears to the committee that the ſaid Thomas M'Kinſtry, during the late war, was by command of George Clinton, then Governor of this ſtate, retained in ſervice as a captain after the diſcharge of the regiment to which he then belonged, from the laſt day of October 1780, to 15th December following, for which ſervice it appears he has received no pay, they are therefore of opinion, that a clauſe ſhould be added to ſome proper bill for that purpoſe.

Ordered, That the ſame committee do prepare and bring in ſuch clauſe.

Mr. Brayton, from the committee to whom was referred the petition of John George Mayer and others, reported, that the caſe of the petitioners, as diſcloſed to the committee, although of a nature to excite compaſſion, does not in their opinion warrant legiſlative proviſion; which report was agreed to by the Houſe.

Ordered, That the order of the day for hearing the Epiſcopalian and Preſbyterian inhabitants, by counſel at the bar of the Houſe, relative to the church and glebe at Johnſtown, be poſtponed until Wedneſday next.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for opening the navigation between Lake-Erie and Lake-Ontario*," reported progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for to-morrow, for this Houſe to go into committee of the whole Houſe, on the bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock-Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid company*."

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the executors of Martha Mortier*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of James Waters and Nancy Waters*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Tueſday, ten o'clock A. M. 28th February, 1797.

The engroſſed bill, entitled "An act *for the relief of the executors of Martha Mortier*," was read the third time, and paſſed.

Ordered, That Mr. Tyler and Mr. Vandevoort deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A petition of St. John Honeywood, Clerk of the county of Waſhington, praying that he may be authoriſed to proſecute and defend all ſuch ſuits in the court of Common Pleas in the ſaid county, in which, as an Attorney of that Court, he was actually concerned previous to his appointment to the office aforeſaid, until the ſame cauſes ſhall in due courſe of law be determined, was read, and referred to Mr. Bird, Mr. Griſwold and Mr. Wheeler.

A petition of Hugh Alexander and others, inhabitants of the town of Galway, in the county of Saratoga, praying that they may be enabled by law to raiſe the ſum of 2500 dollars by lottery, for the purpoſe of erecting an academy in ſaid town, was read, and referred to Mr. M'Clelland, Mr. Henry and Mr. Crane.

Mr. M'Neil, from the committee to whom was referred the petition of Jacob Markell and others, with the report of the Surveyor-General thereon, and the petition of Peter Bellinger and others, John M'Comb and others, and John Porteous, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to aſcertain and alter the line of diviſion between the counties of Montgomery and Herkimer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Oliver, from the ſelect committee to whom was committed the bill, entitled "An act *for raiſing money to pay for the completing and repairing the bridge over the Roſendalkill in the county of Ulſter*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Conyne, from the committee to whom was referred the petition of the Mayor, Aldermen and Commonalty of the city of Albany, relative to the raiſing monies by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax for defraying the expence of lighting the lamps and for the ſupport of a night-watch*," which was read the firſt time, and ordered a ſecond reading.

Mr. Maſon, from the committee to whom was referred the petition of David Waggoner and others, reported, that from the beſt information they have been able to obtain, the Society of Friends on the weſt of the Seneca-Lake, by their Agents, James Parker, Thomas Hathaway and William Potter, received a grant of 14,040 acres of land, which paſſed the great ſeal of this ſtate on the 10th day of October, 1792, granted to the ſaid James Parker, Thomas Hathaway, William Potter and their aſſociates, being a Society of Friends ſettled on the weſt ſide of the Seneca-Lake; and that the ſaid Agents retain for their own uſe and benefit, the greateſt part of ſaid land, and refuſe a diviſion according to the true intent of the ſaid grant, and from the broken and

deranged ſtate of the ſaid Society, it is difficult to aſcertain who the intended aſſociates in the grant were ; and as it appears that one of the truſtees is now a reſident of the ſtate of Rhode-Iſland, and not adviſed of the proceedings of the ſaid petitioners, it appears therefore to the committee, improper for the preſent Legiſlature to enter on an inveſtigation of the principles—But that the committee have prepared a concurrent reſolution, and have directed him to move for leave to bring in the ſame ; leave being given accordingly,

Mr. Maſon brought in the ſaid reſolution ; which was read, and agreed to by the Houſe. Thereupon,

Reſolved (if the Hon. the Senate concur herein) That the inhabitants weſt of the Seneca-Lake, ſtiling themſelves, a Society of Friends, who have preſented to the Legiſlature a petition praying a diſtribution of certain lands, have leave to preſent to either Houſe of the Legiſlature at their next ſeſſion, a bill for the purpoſe mentioned in their ſaid petition—The ſaid petitioners cauſing a copy of their ſaid petition, and of this reſolution to be printed for at leaſt ſix weeks ſucceſſively, previous to the next meeting of the Legiſlature, in the newſpaper printed by the Printer of this ſtate, and in one of the newſpapers printed in the city of Albany ; to the end, that all perſons intereſted, may have an opportunity to ſhew cauſe, if any they have, why ſuch bill ſhould not paſs.

Ordered, That Mr. Tyler and Mr. Vandevoort deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

Purſuant to the concurrent reſolutions of both Houſes of the Legiſlature, the Houſe proceeded openly to nominate a perſon to be Regent of the Univerſity of this ſtate, in the room of the Rev. Jonas Coe, who has declined accepting the ſaid office ; and the Members preſent ſeverally nominated as follows, viz.

	John B. Johnſon.	Thomas Elliſon.	Charles Williamſon.
Mr Baldwin	1		
Mr S. A. Barker		1	
Mr J. Barker		do	
Mr Benton			1
Mr Bird		do	
Mr Blanch	do		
Mr Bockee		do	
Mr Brayton		do	
Mr Brown			do
Mr Bruyn	do		
Mr Burr		do	
Mr Cade		do	
Mr Campbell		do	
Mr John Carpenter	do		
Mr Chipman		do	
Mr Clark	do		
Mr Comſtock	do		
Mr Conyne	do		
Mr Cooley	do		
Mr Cornwall		do	
Mr Coryell	do		
Mr Crane	do		
Mr Crawford			do
Mr Davis		do	
Mr Eaker	do		
Mr Foote		do	
Mr Fort		do	
Mr Grey	do		
Mr Gettman		do	
Mr Griſwoid			do
Mr Hale			do
Mr Halſey	do		
Mr Henry		do	
Mr Hochſtraſſer	do		
Mr Hogeboom		do	
Mr Hyde	do		
Mr Kent			do
Mr Kiſſam		do	
Mr Lamb		do	
Mr Landon	do		
Mr Lanſing		do	
Mr Leland		do	
Mr LeRoy			do
Mr Little			do
Mr Marvin	do		
Mr Maſon	do		
Mr Metcalfe		do	
Mr Miller	do		
Mr M'Clelland	do		
Mr M'Kinſtry		do	
Mr M'Kown		do	
Mr M'Niel			do
Mr Naſh			do
Mr Oakley			do
Mr Oliver		do	
Mr Pearce	do		
Mr Pearſall		do	
Mr Platt			do
Mr Poſt		do	
Mr Prince		do	
Mr Rice	do		
Mr Ryerſs		do	
Mr Savage	do		
Mr Schuyler	do		
Mr Sears		do	
Mr Joſhua Smith	do		
Mr John Smith		do	
Mr Jacob Smith		do	
Mr Taylor	do		
Mr Teed		do	
Mr D. Ten Broeck		do	
Mr Thompſon	do		
Mr Tylee	do		
Mr Tyler			do
Mr Vandevoort	do		
Mr Van Eps	do		
Mr S. Veeder	do		
Mr P. Veeder			do
Mr Voſburgh	do		
Mr Warner	do		
Mr Wendell	do		
Mr Wheeler		do	
Mr Will	do		
Mr Williamſon		do	
Mr Wood			do
Mr Youngs		do	
	35	36	15

Thereupon, on motion of Mr. D. Ten Broeck,

Reſolved, That the Rev. Thomas Elliſon be and he is hereby nominated by this Houſe, a Regent of the Univerſity, in the room of the Rev. Jonas Coe, who has declined accepting that office.

Reſolved, That this Houſe will immediately meet the Hon. the Senate, at ſuch place as they ſhall appoint, to compare their nomination of a Regent of the Univerſity of this ſtate, in the place of the Rev. Jonas Coe, who has declined accepting that office.

Ordered, That Mr. Tylee and Mr. Vandevoort deliver a copy of the laſt preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. J. Morris and Mr. T. Morris, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for altering the times of holding the court of general ſeſſions of the peace in and for the city and county of New-York, and altering one of the terms of the court of common pleas and general ſeſſions of the peace in the county of Albany*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. J. Morris and Mr. T. Morris, was read, and is in the words following, viz.

Reſolved, That the Senate will immediately meet the Hon. the Aſſembly, in the aſſembly chamber, to compare their nomination of a Regent of the Univerſity of this ſtate, in the place of Jonas Coe, who has declined accepting of that office.

The Hon. the Senate accordingly attended in the aſſembly chamber, to compare the nomination as aforeſaid, and the ſame being compared, it appeared that the Rev. Thomas Elliſon was nominated by both Houſes. Thereupon,

Reſolved, That the Rev. Thomas Elliſon, be and he is hereby duly nominated and appointed a Regent of the Univerſity, in the place of the Rev. Jonas Coe, who has declined accepting that office.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

THE Agents, who on the part of this ſtate, concluded the agreement which has been laid before you, with the Indians called the Seven Nations of Canada, at the treaty held at New-York in May laſt, have repreſented to me, that William Grey, one of the deputies from thoſe Indians at that treaty, was during the late war captivated in this ſtate, by the Indians of St. Regis; that they adopted him into that tribe, and on the 21ſt of March, 1781, gave him the tract of land ſpecified in the copy of the deed from them to him, which, with a copy of the proceedings of that treaty, accompanies this meſſage, and which he left with the ſaid Agents for your information.

That they have no reaſon to ſuppoſe otherwiſe, than that the ſaid tranſaction was at the time intended, and did take place, between him and the ſaid Indians, in good faith: That during the negociations at the treaty, his conduct was fair and proper; and rather than that the treaty ſhould be in the leaſt impeded by his claims, he readily conſented to wave the making of any ſtipulations in his favor, and to rely entirely on the ſtate, for ſuch compenſation or gratuity as the Legiſlature ſhould think reaſonable.

Albany, *28th February*, 1797. JOHN JAY.

Ordered, That the conſideration of the ſaid meſſage and papers accompanying the ſame, be poſtponed.

Mr. Ogden, from the committee to whom was referred the petition of Aldert Rooſa and Juſtus Banks, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of Juſtus Banks and Aldert Rooſa*," which was read the firſt time, and ordered a ſecond reading.

Mr. Oliver, from the committee to whom was referred the petitions of Peter Miller and Nathan Whipple, reported, that the facts ſtated in the petitions are authenticated by the papers accompanying the ſame; that there are a variety of caſes ſimilar to theirs, and ſhould Legiſlative proviſion be made for them, it ought to be general. It appears that John Miller and Nathan Whipple were inliſted during the war, and that they were dead before the reſolutions and act for granting bounty lands became a law of the ſtate; and therefore, that the prayer of the petitioners ought not to be granted; which report was agreed to by the Houſe.

Mr. Ogden, from the committee to whom was referred the petition of John Porteous and Alexander Ellice, reported in favor of the petitioners, and obtained leave to bring in

a bill, entitled "An act *for the relief of John Porteous and Alexander Ellice*," which was read the firſt time, and ordered a ſecond reading.

Mr. Comſtock, from the committee to whom was referred the petition of John Price, of the city of New-York, reported againſt the prayer thereof; which was agreed to by the Houſe.

Mr. Grey, from the committee to whom was referred the petition of John M'Kinſtry, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of John M'Kinſtry*," which was read the firſt time, and ordered a ſecond reading.

Purſuant to the order of the day, the Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for erecting and eſtabliſhing certain public offices in the city of Albany, and for other purpoſes therein mentioned*;" one of which amendments was to alter the title, that the altered title is, "An act *for erecting a public building in the county of Albany, and for other purpoſes therein mentioned*:" The bill and amendments were read, and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Tylee and Mr. Vandevoort deliver the bill to the Hon. the Senate, and inform them, that this Houſe has concurred in the amendments to the ſaid bill, and that the ſame is amended accordingly.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock-Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid company*," reported, that after the ſaid bill had been read in committee, Mr. Bird made a motion, that the bill ſhould be rejected; that debates were had thereon, and the queſtion being put, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Foote	Mr Marvin	Mr Speaker
Mr Bockee	Mr Gettman	Mr Maſon	Mr D. Ten Broeck
Mr Brayton	Mr Griſwold	Mr M'Neil	Mr Tylee
Mr Brown	Mr Hale	Mr Morſe	Mr Tyler
Mr Bruyn	Mr Halſey	Mr Ogden	Mr Vandevoort
Mr Burr	Mr Henry	Mr Oliver	Mr S. Veeder
Mr Campbell	Mr Hochſtraſſer	Mr Pearſall	Mr P. Veeder
Mr Chipman	Mr Kent	Mr Platt	Mr Verplanck
Mr Conyne	Mr Kiſſam	Mr Roſevelt	Mr Wendell
Mr Cornwall	Mr Lamb	Mr Ryerſs	Mr Wheeler
Mr Coryell	Mr Lanſing	Mr Joshua Smith	Mr Will
Mr Crane	Mr Leland	Mr John Smith	Mr Williamſon
Mr Davis	Mr LeRoy	Mr Jac. Smith	Mr Wood 54
Mr Eaker	Mr Little		

For the Affirmative.

Mr Baldwin	Mr John Carpenter	Mr Hyde	Mr Rice
Mr J. Barker	Mr Clark	Mr Landon	Mr Savage
Mr Benton	Mr Comſtock	Mr Metcalfe	Mr Schuyler
Mr Bill	Mr Crawford	Mr Miller	Mr Sears
Mr Bird	Mr DeWitt	Mr M'Clelland	Mr Taylor
Mr Blanch	Mr Fort	Mr M'Kown	Mr Teed
Mr Blanchard	Mr Grey	Mr Nash	Mr Thompſon
Mr Brett	Mr Hausbrook	Mr Oakley	Mr Vosburgh
Mr Cade	Mr Hogeboom	Mr Prince	Mr Warner 36

Mr. Morton further reported, that the committee had gone through the ſaid bill, and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Wedneſday; ten o'clock A. M. *March 1ſt*, 1797.

The engroſſed bill, entitled "An act *for raiſing money to pay for completing and repairing the bridge over the Roſendal-kill in the county of Ulſter*," was read the third time, and paſſed.

The engroſſed bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock-Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid company*," was read the third time.

Mr. Speaker put the queſtion, whether the ſaid bill ſhould paſs, which was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr S. A. Barker	Mr Eaker	Mr M'Kinſtry	Mr John Smith	
Mr Bockee	Mr Foote	Mr M'Kown	Mr D. Ten Broeck	
Mr Brayton	Mr Griſwold	Mr M'Niel	Mr Tylee	
Mr Brown	Mr Henry	Mr Morſe	Mr Tyler	
Mr Bruyn	Mr Hochſtraſſer	Mr Morton	Mr Vandevoort	
Mr Burr	Mr Kent	Mr Oliver	Mr Verplanck	
Mr Campbell	Mr Kiſsam	Mr Pearſall	Mr Wendell	
Mr Chipman	Mr Lamb	Mr Platt	Mr Wheeler	
Mr Conyne	Mr Lanſing	Mr Poſt	Mr White	
Mr Cornwall	Mr LeRoy	Mr Ryerſs	Mr Will	
Mr Coryell	Mr Little	Mr Sears	Mr Williamſon	
Mr Crane	Mr Maſon	Mr Joshua Smith	Mr Wood	49.
Mr Davis				

For the Negative.

Mr Baldwin	Mr Clarke	Mr Landon	Mr Rice	
Mr J. Barker	Mr Comſtock	Mr Marvin	Mr Savage	
Mr Benton	Mr Cooley	Mr Metcalfe	Mr Schuyler	
Mr Bill	Mr DeWitt	Mr Miller	Mr Taylor	
Mr Bird	Mr Gettman	Mr M'Clelland	Mr Teed	
Mr Blanch	Mr Halſey	Mr Nash	Mr Thompſon	
Mr Blanchard	Mr Hausbrook	Mr Pearſe	Mr Vosburgh	
Mr Brett	Mr Hogeboom	Mr Prince	Mr Warner	34
Mr John Carpenter	Mr Hyde			

Thereupon, *Reſolved*, That the bill do paſs.

Ordered, That Mr. Vandevoort and Mr. Van Eps, deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax, for defraying the expence of lighting the lamps, and for the ſupport of a night watch*," was read the ſecond time, and committed to the Members attending in this Houſe from the city and county of Albany.

The bill, entitled " An act *for the relief of John Porteous and Alexander Ellice*;" the bill, entitled " An act *for the relief of John M'Kinſtry*;" the bill, entitled " An act *for the relief of Juſtus Banks and Aldert Rooſa*;" the bill, entitled " An act *to aſcertain and alter the diviſion line between the counties of Montgomery and Herkimer*," and the bill, entitled " An act *for altering the times of holding the courts of general ſeſſions of the peace in and for the city and county of New-York, and altering one of the terms of the courts of common pleas and general ſeſſions of the peace in the county of Albany*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Joſeph Klein, of Schaghticoke, in the county of Renſſelaer, ſtating that he hath expended the ſum of ſix hundred pounds in repairing the bridge over the Hoſack-river, in the ſaid county, commonly called Chace's bridge, and praying a reimburſement of the ſaid ſum, was read, and referred to Mr. Metcalfe, Mr. Schuyler and Mr. John Smith.

A petition of John Oſtrander, late a lieutenant in the line of this ſtate, praying compenſation for his ſervices, was read, and referred to Mr. White, Mr. Baldwin and Mr. Marvin.

A petition of Sidney Berry and others, and ſeven other petitions of the inhabitants of the town of Saratoga, in the county of Saratoga, praying for a diviſion of the ſaid town, was read, and referred to the Members attending in this Houſe from the county of Saratoga.

A petition of Daniel M'Intire and others, inhabitants of the town of Broadalbin, in the county of Montgomery, praying for a diviſion of the ſaid town, was read, and referred to the Members attending in this Houſe from the county of Montgomery.

A petition of Flores Bancker, of Lanſingburgh, in the county of Renſſelaer, relative to a claim againſt the forfeited eſtate of Waldron Blauw, late of the city of New-York, deceaſed, was read, and referred to Mr. Prince, Mr. Oliver and Mr. Van Eps.

The order of the day was read, that the Epiſcopalian and Preſbyterian inhabitants of the town of Johnſtown and its vicinity, in the county of Montgomery, be heard by counſel at the bar of this Houſe, relative to the church and glebe in ſaid town.

The petition of the Epiſcopalians, and the depoſitions and other written documents accompanying the ſame, and alſo the report of the committee thereon, as inſerted in the Journals of this Houſe, of the 12th day of January laſt, was read; as was alſo the petition of John Stewart, jun. and others, Preſbyterian inhabitants, with the depoſitions referred to in the ſame; and Abraham Van Vechten and Stephen Luſh, Eſquires, of counſel for the Epiſcopalians, and John Addiſon, Eſquire, of counſel for the Preſbyterians, were heard at the bar of the Houſe. Thereupon,

Ordered, That the ſeveral petitions, depoſitions and other written documents accompanying the ſame, relative to the aforeſaid church and glebe, and alſo the report of the committee on the petition of the Epiſcopalian inhabitants, be committed to a committee of the whole Houſe, and that it be the order of the day for to-morrow.

A meſſage from the Hon. the Senate, delivered by Mr. T. Morris and Mr. Myers, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," with the amendments therewith delivered.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Thurſday, ten o'clock A. M. 2d March, 1797.

A petition of Benj. Ray and others, and five other petitions, of the inhabitants of the county of Tioga, praying an alteration as to the place of holding one of the terms of the court of common pleas in the ſaid county, was read, and referred to Mr. Coryell, Mr. Hyde and Mr. Tyler.

A petition of William Moulton, late a captain in Col. Seth Warner's regiment, praying a grant of bounty lands for his ſervices in the late war, was read, and referred to Mr. Prince, Mr. Marvin and Mr. P. Veeder.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*;" the bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Vandevoort and Mr. Van Eps, deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the bill, and have amended the ſame accordingly.

Mr. A. Ten Broeck, from the committee to whom was referred the petition of Hugh Alexander, reported againſt the prayer thereof; which report was agreed to by the Houſe.

Mr. Baldwin, from the committee to whom was referred the petition of Sidney Berry and others, of the town of Saratoga, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for dividing the town of Saratoga, in the county of Saratoga*," which was read the firſt time, and ordered a ſecond reading.

Mr. A. Ten Broeck, from the committee to whom were referred the ſeveral petitions of John Kennelly and John Wilſon, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for granting lands to John Kennelly, and John Wilſon*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, delivered by Mr. Myers and Mr. Nicoll, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *making further proviſion for building the ſtate-priſon in the city of New-York*," to which they requeſt the concurrence of this Houſe.

Purſuant to the order of the day, the Houſe reſolved itſelf into a committee of the whole Houſe, on the petitions of the Epiſcopalians and Preſbyterians, relative to the church and glebe at Johnſtown; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. S. A. Barker, from the ſaid committee, reported their proceedings to have been as follows, viz.

That Mr. D. Ten Broeck made a motion, that the committee ſhould agree to a reſolution, which was read, and is in the words following, viz.

Reſolved, As the ſenſe of this committee, that a ſelect committee be appointed to prepare and bring in a bill, to grant and veſt all the right, title, intereſt, property claim and demand of the people of this ſtate, in and to the church and one acre of land in the village of Johnſtown, and alſo 40 acres of land, heretofore ſet apart by the late Sir William Johnſton, for a glebe to the church aforeſaid, to and in the truſtees of church in Johnſtown, and their ſucceſſors forever; and that the ſaid ſelect committee be further directed, to add a clauſe to the ſaid bill to repeal the act, entitled "An act *relative to the church in Johnſtown*," paſſed the 27th day of February, 1793; reſerving to the Lutherans, the rights ſecured to them by the ſaid act.

That Mr. Bird made a motion, as an amendment, that the committee would agree to a reſolution, with recitals, which was read, and is in the words following, viz.

Whereas it appears to this committee, that there was formerly built in the town of Johnſtown, in the county of Montgomery, by Sir William Johnſon, a certain church or place of public worſhip, and that adjacent were a number of acres of land intended as a glebe for ſaid church.—And whereas it appears that no conveyance of ſaid land was

ever made by Sir William Johnſon, before his eſtate became forfeited to the people of this ſtate, to any corporation or others; in conſequence whereof the ſaid church with the adjacent glebe, became veſted in the people of this ſtate.—And whereas, heretofore on the 27th day of February, 1793, the Legiſlature did permit the Preſbyterian congregation in ſaid town, to uſe and occupy the ſaid church, during the pleaſure of the Legiſlature. And whereas the continuance of ſaid act is complained of as giving a preference to one religious ſect beyond another—and that ſuch preference occaſions much uneaſineſs in the minds of other religious denominations—This committee are therefore of opinion, and do reſolve, as their ſenſe, that the ſaid act ought to be repealed, and that the ſaid church and glebe be ſold, by certain perſons to be appointed for that purpoſe, and the monies remitted to the treaſury of this ſtate; and that there be a committee appointed to bring in a bill for that purpoſe.

That Mr. Wood made a motion, as an amendment, that the committee ſhould agree to a reſolution, in the words following, viz.

Reſolved as the ſenſe of this committee, that it would be inexpedient at preſent to repeal the act relative to the church in Johnſtown, paſſed the 27th February, 1793.

That Mr. Comſtock made a motion, that the committee would adopt, as a ſubſtitute for the reſolutions propoſed by the ſeveral motions of Mr. D. Ten Broeck, Mr. Bird and Mr. Wood, a reſolution, which was read, and is in the words following, viz.

Reſolved, as the ſenſe of this committee, that the church and glebe in the village of Johnſtown, in the county of Montgomery, ought to be divided between the Epiſcopal and Preſbyterian ſocieties of the ſaid village of Johnſtown, as nearly equal as may be, without diſcrimination or preference.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

That debates were then had on the reſolution propoſed by the motion of Mr. Wood, and the queſtion being put thereon, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Cornwall	Mr M'Kown	Mr Taylor	
Mr J. Barker	Mr Crawford	Mr Morſe	Mr Teed	
Mr Benton	Mr Davis	Mr Morton	Mr A. Ten Broeck	
Mr Bill	Mr Foote	Mr Nash	Mr D. Ten Broeck	
Mr Bird	Mr Grey	Mr Oakley	Mr Tylee	
Mr Blanchard	Mr Gertman	Mr Pearſall	Mr Tyler	
Mr Bockee	Mr Griſwold	Mr Poſt	Mr Van Eps	
Mr Brayton	Mr Henry	Mr Prince	Mr P. Veeder	
Mr Burr	Mr Hochſtraſſer	Mr Rice	Mr Verplanck	
Mr Campbell	Mr Kiſſam	Mr Ryerſs	Mr Wendell	
Mr John Carpenter	Mr Lamb	Mr Schuyler	Mr Will	
Mr Chipman	Mr Lanſing	Mr John Smith	Mr Williamſon	
Mr Comſtock	Mr Leland	Mr Jac. Smith	Mr Youngs	54
Mr Conyne	Mr M'Kinſtry			

For the Affirmative.

Mr Blanch	Mr Hausbrook	Mr M'Clelland	Mr Thompſon	
Mr Brown	Mr Hogeboom	Mr M'Neil	Mr Vandevoort	
Mr Bruyn	Mr Hyde	Mr Oliver	Mr S. Veeder	
Mr Cade	Mr Landon	Mr Pearce	Mr Vosburgh	
Mr Coryell	Mr Little	Mr Platt	Mr Warner	
Mr Crane	Mr Marvin	Mr Savage	Mr Wheeler	
Mr DeWitt	Mr Maſon	Mr Sears	Mr White	
Mr Eaker	Mr Metcalfe	Mr Joshua Smith	Mr Wood	35
Mr Halſey	Mr Miller	Mr Speaker		

That debates were then had on the reſolution, propoſed by the motion of Mr. Bird, and the queſtion being put thereon, it paſſed in the negative.

That the queſtion being put on the reſolution, propoſed by the motion of Mr. D. Ten Broeck, it was carried in the affirmative.

That Mr. Wood made a motion, that the blank in the ſaid reſolution, ſhould be filled up with the words, "*the Preſbyterian congregation.*"

That Mr. D. Ten Broeck made a motion, that the ſaid blank ſhould be filled up with the words, "*the Proteſtant Epiſcopal church.*"

That Mr. Comſtock made a motion, that the blank in the ſaid reſolution, ſhould be filled up with the words, "*the truſtees of the Epiſcopal, and the truſtees of the Preſbyterian churches of Johnſtown.*"

That the queſtion being put whether the committee did agree to the motion of Mr. Wood, it was carried in the affirmative, in manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Eaker	Mr Marvin	Mr Sears
Mr Benton	Mr Grey	Mr Maſon	Mr Joshua Smith
Mr Blanch	Mr Griſwold	Mr Metcalfe	Mr Thompſon
Mr Brett	Mr Halſey	Mr Miller	Mr Vandevoort
Mr Bruyn	Mr Hausbrook	Mr M'Clelland	Mr Van Eps
Mr Burr	Mr Hochſtraſser	Mr M'Neil	Mr S. Veeder
Mr Cade	Mr Hogeboom	Mr Morton	Mr P. Veeder
Mr John Carpenter	Mr Hyde	Mr Nash	Mr Vosburgh
Mr Clark	Mr Landon	Mr Oliver	Mr Warner
Mr Coryell	Mr Lanſing	Mr Pearce	Mr Wheeler
Mr Crane	Mr Leland	Mr Platt	Mr White
Mr DeWitt	Mr Little	Mr Savage	Mr Wood 48

For the Negative.

Mr J. Barker	Mr Davis	Mr Oakley	Mr Taylor
Mr Bill	Mr Foote	Mr Pearſall	Mr Teed
Mr Blanchard	Mr Gettman	Mr Poſt	Mr A. Ten Broeck
Mr Bockee	Mr Henry	Mr Prince	Mr D. Ten Broeck
Mr Brayton	Mr Kiſsam	Mr Rice	Mr Tylee
Mr Brown	Mr Lamb	Mr Ryerſs	Mr Tyler
Mr Campbell	Mr Leonard	Mr Schuyler	Mr Verplanck
Mr Chipman	Mr M'Kinſtry	Mr John Smith	Mr Wendell
Mr Comſtock	Mr M'Kown	Mr Jacob Smith	Mr Will
Mr Cornwall	Mr Morſe	Mr Speaker	Mr Youngs 41
Mr Crawford			

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read and agreed to by the Houſe. Thereupon,

Reſolved, That a ſelect committee be appointed, to prepare and bring in a bill, to grant and veſt all the right, title, intereſt, property, claim and demand of the people of this ſtate, in and to the church, and one acre of land in the village of Johnſtown, and alſo 40 acres of land heretofore ſet apart by the late Sir William Johnſon, for a glebe to the church aforeſaid, to and in the truſtees of the Preſbyterian church in Johnſtown, and their ſucceſſors for ever; and that the ſaid ſelect committee be further directed, to add a clauſe to the ſaid bill, to repeal the act, entitled "An act *relative to the church in Johnſtown*," paſſed the 27th day of February, 1793, reſerving to the Lutherans the rights ſecured to them by the ſaid act; and that Mr. Wood, Mr. Metcalfe and Mr. Blanchard be of the ſaid committee.

The Houſe proceeded to the conſideration of the objections of the Hon. the Council of Reviſion, to the bill, entitled "An act *to raiſe a further ſum of money for repairing the court houſe and gaol in the county of Herkimer*," as entered on the Journals of this Houſe, on the 11th day of February laſt.

The ſaid objections being read and conſidered, and the ſaid bill being read and reconſidered, Mr. Speaker put the queſtion, whether the ſaid bill, notwithſtanding the objections of the Hon. the Council of Reviſion to the ſame, ſhall be a law of this ſtate, and it was carried in the affirmative, by a majority of more than two thirds of the Houſe. Thereupon,

Reſolved, That the ſaid bill, notwithſtanding the objections of the Hon. the Council of Reviſion to the ſame, be a law of this ſtate.

Ordered, That Mr. S. Veeder and Mr. P. Veeder deliver the ſaid bill, with the objections of the Hon. the Council of Reviſion, and a copy of the preceding reſolution, to the Hon. the Senate.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Friday, ten clock A. M. March 3d, 1797.

The bill, entitled "An act *making further proviſion for building a ſtate-priſon in the city of New-York*," and the bill, entitled "An act *for granting lands to John Kennelly and John Wilſon*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

The bill, entitled "An act *for dividing the town of Saratoga in the county of Saratoga*," was read the ſecond time, and committed to the Members attending in this Houſe, from the county of Saratoga.

A petition of Andries Van Patten and others, inhabitants of the town of Schenectady, in the county of Albany, praying alterations in the new criminal code, was read, and referred to Mr. D. Ten Broeck, Mr. Metcalfe and Mr. Wood.

Mr. Poſt, from the committee to whom was referred the petition of the truſtees of the Methodiſt Epiſcopal church, in the city of New-York, in behalf of the congregation of the ſaid church, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to authoriſe the congregation of the Methodiſt Epiſcopal church*

in the city of New-York, to elect three additional truſtees," which was read the firſt time, and ordered a ſecond reading.

Mr. Crawford, from the committee to whom was referred the petition of Levi Dodge and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the better extinguiſhing fires in the village of Newburgh, in the county of Ulſter,*" which was read the firſt time, and ordered a ſecond reading.

Mr. D. Ten Broeck, from the ſelect committee, to whom was committed the bill, entitled "An act *authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax for defraying the expence of lighting the lamps and for the ſupport of a night-watch,*" reported, that the committee had gone thro' the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Little, from the committee to whom was referred that part of his Excellency the Governor's ſpeech which relates to the inſpection of certain of our ſtaple commodities, reported, that in their opinion the Legiſlature ought to make further regulations therein, that the committee had prepared a bill for that purpoſe, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. Little brought in the ſaid bill, entitled "An act *making certain alterations in the inſpection laws of this ſtate,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Comſtock, from the committee to whom was referred the petition of Jacob Ryder, reported in favor of the petitioner, and obtained leave to bring in a clauſe, to be added to ſome proper bill for that purpoſe,

Ordered, That Mr. Morton and Mr. Foote be added to the committee to whom was referred the petition of Richard Morris.

Mr. Foote, from the cemmittee of the whole Houſe, on the bill, entitled "An act *to divide the town of Cherry-Valley, and for altering the names of the towns therein mentioned,*" reported, that the committee had gone thro' the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That Mr. Vandevoort and Mr. Van Eps deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

A meſſage from the Hon. the Senate, delivered by Mr. Nicoll and Mr. Richardſon, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to erect part of the town of Palatine into two new towns,*" with the amendments therewith delivered.

The bill and amendments were read, and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Vandevoort and Mr. Van Eps deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the ſaid bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, delivered by Mr. Richardſon and Mr. Ruſſell, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe, to the bill, entitled "An act *to divide the town of Cherry-Valley, and for altering the names of the towns therein mentioned,*" and that the ſame is amended accordingly.

Ordered, That Mr. Van Eps and Mr. S. Veeder return the bill to the Hon. the Senate.

The Hon. the Senate returned, by Mr. Richardſon and Mr. Ruſſell, the bill, entitled "An act *for erecting a public building in the county of Albany, and for other purpoſes therein mentioned,*" and the bill, entitled "An act *to erect part of the town of Palatine into two new towns.*"

Ordered, That Mr. S. Veeder and Mr. P. Veeder deliver the ſaid bills to the Hon. the Council of Reviſion.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for opening the navigation between Lake-Erie and Lake-Ontario,*" reported, that the committee had gone through the bill, and made amendments, which he was directed to report

to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled " An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," and that the ſame be committed to the Members attending in this Houſe from the county of Renſſelaer.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. the Chancellor, was read, that it does not appear improper to the Council, that the bill, entitled " An act *to erect part of the town of Palatine into two new towns*," ſhould become a law of this ſtate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *for opening and improving certain great roads within this ſtate*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Wheeler, from the committee to whom was referred the petition of Elias Newman and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for the relief of the Preſbyterian congregation in the town of Bedford, in Weſtcheſter county*," which was read the firſt time, and ordered a ſecond reading.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *in addition to act, entitled " An act for the further direction of the commiſſioners of the land-office, and for other purpoſes therein mentioned*," reported progreſs, and obtained leave to ſit again.

Mr. Wood, from the committee appointed to prepare and bring in a bill, veſting in the truſtees of the Preſbyterian congregation at Johnſtown, the church and glebe in that town, brought in a bill, entitled " An act *to veſt the church and glebe in Johnſtown in the truſtees of the Preſbyterian congregation in ſaid town*," which was read the firſt time, and ordered a ſecond reading

Reſolved, as a rule of this Houſe, that all ſelect committees ſhall in future, when ready, make their reports in the morning of each day, before the Houſe ſhall reſolve itſelf into a committee of the whole ; and that no ſuch report be received on any day after the Houſe has been in committee, unleſs by unanimous conſent of the Members preſent.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Saturday, ten o'clock A. M. March 4th, 1797.

The engroſſed bill, entitled " An act *for opening the navigation between Lake-Erie and Lake-Ontario*," was read the third time.

Mr. Speaker put the queſtion, whether the bill ſhould paſs, and it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Crawford	Mr M'Kinſtry	Mr A. Ten Broeck	
Mr S. A. Barker	Mr Davis	Mr M'Kown	Mr D. Ten Broeck	
Mr Benton	Mr Eaker	Mr M'Neil	Mr Thompſon	
Mr Bill	Mr Foote	Mr Nash	Mr Tylee	
Mr Bird	Mr Fort	Mr Oakley	Mr Vandevoort	
Mr Blanchard	Mr Grey	Mr Ogden	Mr Van Eps	
Mr Bockee	Mr Gettman	Mr Pearce	Mr S. Veeder	
Mr Brayton	Mr Griſwold	Mr Pearſall	Mr Verplanck	
Mr Brown	Mr Henry	Mr Platt	Mr Vosburgh	
Mr Burr	Mr Hochſtraſſer	Mr Poſt	Mr Warner	
Mr Cade	Mr Hogeboom	Mr Rice	Mr Wendell	
Mr Campbell	Mr Hyde	Mr Savage	Mr Wheeler	
Mr Chipman	Mr Lamb	Mr Schuyler	Mr White	
Mr Comſtock	Mr Little	Mr Sears	Mr Will	
Mr Conyne	Mr Marvin	Mr Joshua Smith	Mr Williamſon	
Mr Cornwall	Mr Maſon	Mr Jacob Smith	Mr Wood	
Mr Coryell	Mr Metcalfe	Mr Taylor	Mr Youngs	70
Mr Crane	Mr M'Clelland			

For the Negative.

Mr J. Barker	Mr John Carpenter	Mr Halſey	Mr Leonard	
Mr Blanch	Mr Cooley	Mr Hansbrook	Mr Miller	
Mr Bruyn	Mr DeWitt	Mr Landon	Mr Oliver	12

Ordered, That Mr. Verplanck and Mr. Voſburgh deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *to authorize the congregation of the Methodiſt Epiſcopal church in the city of New-York to elect three additional truſtees* ;" the bill, entitled " An

act *for the better extinguiſhing fires in the village of Newburgh, in the county of Ulſter ;*" the bill, entitled " An act *to veſt the church and glebe in Johnstown in the Truſtees of the Preſbyterian congregation in ſaid town ,*" the bill, entitled " An act *making certain alterations in the inſpection laws of this ſtate*," and the bill, entitled " An act *for the relief of the Preſbyterian congregation in the town of Bedford, in Weſtcheſter county*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Chriſtian Artwick, late a private in the firſt New-York regiment, praying a grant of bounty lands for his ſervices during the late war, was read, and referred to Mr. J. Barker, Mr. Youngs and Mr. Blanch.

A petition of John Watrous, James Benton, and Stephen Aſhley, praying a grant of land at the Oſwego-falls, was read, and referred to the Members attending in this Houſe from the county of Herkimer.

A petition of James Waters and others, inhabitants of the town of Jamaica, in Queens county, praying that they may be authorized by law to appoint firemen for the ſaid town, was read, and referred to Mr. Little, Mr. Bill, Mr. Hogeboom, Mr. Cornwall and Mr. Vandevoort.

A petition of Aaron Schermerhorn and others, inhabitants of the town of Schenectady, relative to the truſtees of the ſaid town, was read, and referred to the committee of the whole Houſe, when on the bill, entitled " An act *authorizing the inhabitants of the town of Schenectady to elect truſtees, for the purpoſe of managing their common lands and other common property.*"

A petition of Reuben Andrus and others, inhabitants of the county of Tioga, praying a grant of vacant lands in the ſaid county, was read, and referred to the Surveyor-General.

The Surveyor-Genaral, to whom was referred the petition of Daniel Miller, David Warner and George Warner, reported,

That the land prayed for is vacant and unappropriated : That it lies to the ſouthward of Cobuſkill, is bounded on the north by the patent of John Frederick Bauch, on the eaſt by the patent of Beamſley Glazier, on the ſouth by the patent of Walter Franklin, and on the weſt by the patent of Stephen Skinner, and contains about five hundred acres of land.

Which report was referred to Mr. D. Ten Broeck, Mr. Teed and Mr. Ryerſs.

The Surveyor-General, to whom was recommitted the petition of Amos Hamlin, reported,

That the following are copies of the documents and vouchers in his office, relative to the bounty lands of the ſaid Amos Hamlin, viz.

" I do hereby certify, that Amos Hambler, inliſted for two years, in purſuance of an " act of the Legiſlature of the ſtate of New-York, entitled " An act for raiſing troops " to complete the line of this ſtate in the ſervice of the United States, and the two regi- " ments to be raiſed on bounties of unappropriated lands, and for the further defence of " the frontiers of this ſtate," paſſed the 23d March laſt. Paſſed muſter before me, this " firſt day of June, 1782.

Jacob Jno. Lanſing, commis'y. of muſters, ſtate of New-York."

" Know all men by theſe p eſents, That I Amos Hamblen, of the county of Montgo- " mery, named in the annexed certificate, for the conſideration of the ſum of fourteen " pounds in ſpecie, to me in hand paid by Henry Hart, of the city of Albany, have grant- " ed, bargained, ſold, aliened, releaſed, transferred, aſſigned and ſet over, and hereby " do grant, bargain, ſell, alien, releaſe, transfer, aſſign and ſet over unto the ſaid Henry " Hart, all ſuch eſtate, right, title and intereſt as I now have or am entitled to, or me, " my heirs and aſſigns might have had or became entitled to, if this transfer and releaſe " had never been made, of, in and to five hundred acres of unappropriated lands, " by virtue of the act of the Legiſlature, in that caſe made and provided, for or by rea- " ſon or in conſequence of my being engaged and muſtered, as in the ſaid annexed certi- " ficate is mentioned and expreſſed. To have and to hold, the ſaid right, title and in- " tereſt of, in and to the land aforeſaid, unto the ſaid Henry Hart, his heirs and aſſigns ; to " the only proper uſe, benefit and behoof of the ſaid Henry Hart, his heirs and aſſigns " for ever. In witneſs whereof, the ſaid Amos Hamlin, hath hereunto ſet his hand, and " fixed his ſeal, the eighth day of November, in the year of our Lord one thouſand ſeven " hundred and eighty-four. Amos Hamlin, (L. S.)

" Signed, ſealed and delivered, in the preſence of
" Myndt V. Yeveren, junr. Robert Yates."

" Be it remembered, that on the eighth day of November, 1784, perſonally appeared

" before me, Robert Yates, eſq. one of the judges of the ſupreme court of the ſtate of " New-York, the above named Amos Hamlin, who acknowledged, that he had ſealed and " delivered the above inſtrument as his voluntary act and deed, for the uſes therein mentioned. Robert Yates."

" Know all men by theſe preſents, That I Henry Hart, of the city of Albany, mer- " chant, do aſſign and ſet over, unto Zephaniah Platt, of Dutcheſs county, all my right, " title and demand to the within written transfer for five hundred acres of land, to the " ſole uſe and benefit of the ſaid Zephaniah Platt, his heirs and aſſigns. As witneſs my " hand and ſeal, this fourth day of December, in the year one thouſand ſeven hundred " and eighty-four, for the conſideration of twenty-four pounds. Henry Hart, (L.S.)

" Sealed and delivered, in the preſence of
" Myndt. V. Yeveren, junr. Simon De Ridder."

The Surveyor-General begs leave further to report, that the vouchers, of which the foregoing are copies, are legally perfect to juſtify him in having given to Zephaniah Platt, a certificate to enable him to obtain a grant for the lands to the right of which Amos Hamlin became originally entitled, and thus the obligation of the ſtate to Amos Hamlin, as far as it regards the promiſe of bounty lands, has been fully diſcharged.

Albany, 3d March, 1797. SIMEON DEWITT, Surveyor-Genl.

Ordered, That the ſaid report and petition be referred to Mr. Metcalfe, Mr. Tylee and Mr. Kiſſam.

The Surveyor-General to whom was referred the petition of Thomas Janſen, jun. and Johannes Janſen, reported, that he has examined the deſcriptions of the patents ſurrounding the tract, alledged by the petitioners to be vacant, and finds no coincidence of boundaries in that place; it is therefore poſſible that a vacancy has been left between them—And further that it appears from a ſurvey, made by Johannes Bruyn, that ſuch a vacancy actually exiſts containing about twenty acres of land.

Ordered, That the ſaid report and petition be referred to the laſt mentioned committee.

Mr. D. Ten Broeck, from the committee to whom were referred ſundry petitions, relative to alterations in the new criminal code, reported in favor of the prayer thereof, and obtained leave to bring in a bill, entitled " An act *to amend the act, entitled " An act making alterations in the criminal law of this ſtate, and for erecting ſtate-priſons*," which was read the firſt time, and ordered a ſecond reading.

Mr. White, from the committee to whom was referred the petition of David Smith, reported, that in their opinion, the petitioner's claim is not comprehended in the ſeveral acts of the Legiſlature, paſſed the 20th March 1781, and the 23d March 1782, granting bounties of unappropriated lands to the troops of this ſtate, and that the act paſſed the 25th July 1782, refers to certain reſolves of Congreſs, of which the committee have not been able to avail themſelves; they are therefore of opinion, that the prayer of the petitioner ought not to be granted, and that the petitioner have leave to withdraw his petition; which report was agreed to by the Houſe.

Mr. Will, from the committee to whom was referred the petition of Mary Black, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled " An act *granting relief to Mary Black, widow and relict of James Black, deceaſed*," which was read the firſt time, and ordered a ſecond reading.

Mr. Verplanck, from the committee to whom was referred the petition of Stephen Hendrickſon and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for improving the poſt-road in Dutcheſs and Weſtcheſter counties*," which was read the firſt time, and ordered a ſecond reading.

Mr. Youngs, from the committee to whom was referred the petition of Elizabeth Ripſom, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled " An act *for the relief of Elizabeth Ripſom*," which was read the firſt time, and ordered a ſecond reading.

Mr. Bird, from the committee to whom was referred the petition of St. John Honeywood, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled " An act *to enable St. John Honeywood to continue an attorney in certain cauſes*," which was read the firſt time, and ordered a ſecond reading.

Mr. Bird, from the committee to whom was referred the petition of David Goff and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for dividing Burlington into two towns*," which was read the firſt time, and ordered a ſecond reading.

Mr. M'Neil, from the committee to whom was referred the petition of H. G. Mappa and others, inhabitants of the town of Schuyler, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *to divide the town of Schuyler, in the county of Herkimer*," which was read the firſt time, and ordered a ſecond reading.

Mr. Prince, from the committee to whom was referred the petition of Charles Martin and others, of the town of Schenectady, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and town of Schenectady*," which was read the firſt time, and ordered a ſecond reading.

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled "An act *to increaſe the number of firemen in the city of Albany*," and that the ſame be committed to the Members attending in this Houſe from the city and county of Albany.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for laying out and completing a road from Mamakating in Ulſter county, to Colcheſter on Delaware river*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

BE it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That be appointed commiſſioners to explore, lay out and open (by contract or otherwiſe) a road, to begin at the weſtern termination of a road already laid out and opened by Nathaniel Sackett, from Mamakating in Ulſter county, towards the Delaware-river, and continue ſuch road on the neareſt weſterly line admiſſable, from the ſaid weſtern termination of the ſaid road, to Colcheſter on the Delaware-river.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative; which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *for laying out and improving a road from Fort-Schuyler to the Oneida-Caſtle*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

BE it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That ſhall be and hereby are appointed commiſſioners for the purpoſe of laying out and improving a road or highway, to begin at Fort-Schuyler on the Mohawk-river, and to run from thence in a line as nearly ſtraight as the ſituation of the country will admit, to the Oneida-Caſtle.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative; which he was directed to report to the Houſe, and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for ſuppreſſing vice and immorality*," reported the proceedings of the committee to have been as follows, viz.

That after the ſaid bill had been read in committee, Mr. Comſtock made a motion, that the committee would ſubſtitute in the room thereof, a bill, entitled "An act *to amend the act, entitled "An act for ſuppreſſing vice and immorality;"* and the queſtion being put thereon, it was carried in the affirmative.

That in proceeding in the ſaid ſubſtituted bill, a paragraph in the 4th enacting clauſe thereof, was read, and is in the words following, viz.

And be it further enacted, That the puniſhment of the ſtocks be and the ſame is hereby aboliſhed.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

Mr. Barker reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for Monday next, for this Houſe to go into committee of the whole Houſe, on the bill, entitled "An act *in addition to an act, entitled "An act for the further direction of the commiſſioners of the land-office, and for other purpoſes therein mentioned;*" and that it be the order of the day for Wedneſday next, for this Houſe to go into committee of the whole Houſe, on the bill, entitled "An act *to regulate ferries within this ſtate.*"

Then the Houſe adjourned until ten o'clock on Monday morning next.

Monday, ten clock A. M. March 6th, 1797.

The engroſſed bill, entitled "An act *authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch*," and the engroſſed bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Warner and Mr. Wendell deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The engroſſed bill, entitled "An act *for opening and improving certain great roads within this ſtate*," was read the third time.

Ordered, That the ſaid bill be recommitted to a committee of the whole Houſe.

The bill, entitled "An act *to amend the act, entitled "An act making alterations in the criminal law of this ſtate and for erecting ſtate-priſons;*" the bill, entitled "An act *granting relief to Mary Black, widow and relict of James Black, deceaſed;*" the bill, entitled "An act *to enable St. John Honeywood to continue as attorney in certain cauſes;*" the bill, entitled "An act *to divide the town of Schuyler, in the county of Herkimer;*" the bill, entitled "An act *to divide the town of Burlington, in the county of Otſego, into two towns;*" the bill, entitled "An act *for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady;*" the bill, entitled "An act *for the relief of Elizabeth Ripſom*," and the bill, entitled "An act *for improving the poſt-road in Dutcheſs and Weſtcheſter counties*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

A memorial of the Medical Society of the city of New-York, praying that the time to be limited for perſons preparing themſelves to practice phyſic may not be leſs than five years, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *to regulate the practice of phyſic and ſurgery within this ſtate.*"

A petition of William Doughty, one of the executors to the eſtate of Samuel Doughty, deceaſed, relative to a demand againſt the forfeited eſtate of Joſeph Ford, was read, and referred to the committee of the whole Houſe, when on the bill, entitled "An act *for the relief of James Waters and Nancy Waters.*"

A petition of Elizabeth Low, widow of Jacobus Low, of Ulſter county, deceaſed, relative to a demand againſt the forfeited eſtate of Moſes Knap, was read, and referred to Mr. John Smith, Mr. Tylee and Mr. Ryerſs.

A petition of John Emans and others, praying regulations in the ſhad fiſhery at the Narrows, was read, and referred to Mr. Vandevoort, Mr. Pearſall and Mr. Joſhua Smith.

A petition of Chriſtian Roff, praying a grant of bounty lands, in conſequence of his having furniſhed an able bodied recruit to ſerve as a private ſoldier during the late war, was read, and referred to Mr. DeWitt, Mr. Jacob Smith and Mr. Leonard.

Mr. D. Ten Broeck, from the ſelect committee to whom was committed the bill, entitled "An act *to increaſe the number of firemen in the city of Albany*," reported, that the committee had gone thro' the bill and made amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Taylor, from the committee to whom was referred the petition of the Onondaga Indians, reported in favor of the prayer thereof, and obtained leave to bring in a bill, entitled "An act *for the relief of Patrick Campbell*," which was read the firſt time, and ordered a ſecond reading.

Mr. Little, from the committee to whom was referred the petition of John Viſſcher, reported, that although there is no official voucher accompanying the petition, yet your committee have reaſon to ſuppoſe that the facts therein ſtated may be true, and there being a bill before this Houſe relative to the heirs or repreſentatives of the late Major-General Montgomery, whoſe claim appears not much diſſimilar to that of the petition-

er, your committee are of opinion, that the petition ought to be referred to a committee of the whole Houſe, when on that bill, which report was agreed to. Thereupon,

Ordered, That the ſaid petition be committed to a committee of the whole Houſe, when on the bill, entitled " An act *granting lands to William Jones.*"

A meſſage from the Hon. the Senate, delivered by Mr. R. Sands and Mr. Sanger, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *to divide Steuben, in the county of Herkimer, into three towns, and to incorporate a place called New-Petersburgh,*" with the amendments therewith delivered.

The bill and amendments were read, one of which amendments was to the title, the altered title is, " An act *to divide Steuben, in the county of Herkimer, into three towns,*" and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Wendell and Mr. Wheeler deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the ſaid bill, and have amended the ſame accordingly.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. R. Sands and Mr. Sanger, was read, and is in the words following, viz.

Reſolved, That the bill, entitled " An act *for raiſing a further ſum of money for repairing the court houſe and gaol in the county of Herkimer,*" (notwithſtanding the objections of the Hon. the Council of Reviſion to the ſame) be a law of this ſtate.

The Hon. the Senate returned, by Mr. R. Sands and Mr. Sanger, the bill, entitled " An act *for erecting part of the counties of Ulſter and Otſego into a ſeparate county.*"

Ordered, That Mr. Wendell and Mr. Wheeler deliver the bill to the Hon. the Council of Reviſion.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *in addition to an act, entitled " An act for the further direction of the commiſſioners of the land-office, and for other purpoſes therein mentioned,*" reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *to regulate buildings within certain limits of the city of Albany,*" reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *to amend an act, entitled " An act for the encouragement of ſchools, with reſpect to the city of New-York,*" reported, that the committee had gone through the bill, made amendments, added a clauſe, and altered the title, that the altered title is, " An act *to amend an act, entitled " An act for the encouragement of ſchools,*" which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *reſpecting Union College,*" reported progreſs, and obtained leave to ſit again.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *to continue in force an act, entitled " An act for increaſing the compenſation to the meaſurers of grain and the inſpectors of flour and meal in this ſtate,*" reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Rynier Nack and Matthias Nack,*" reported, that in proceeding in the ſaid bill, the enacting clauſe thereof was read, and the queſtion being put thereon, it paſſed in the negative, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the

Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled " An act *to divide the town of Cherry-Valley, and altering the names of the towns therein mentioned,*" ſhould become a law of this ſtate.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Tueſday, ten o'clock A. M. *March 7th*, 1797.

The engroſſed bill, entitled " An act *in addition to an act, entitled " An act for the further direction of the commiſſioners of the land-office, and for other purpoſes therein mentioned ;*" the engroſſed bill, entitled " An act *to regulate buildings within certain limits of the city of Albany ;*" the engroſſed bill, entitled " An act *to increaſe the number of firemen in the city of Albany,*" and the engroſſed bill, entitled " An act *to continue in force an act, entitled " An act for increaſing the compenſation to the meaſurers of grain and the inſpectors of flour and meal in this ſtate,*" were ſeverally read the third time, and paſſed.

Ordered, That Mr. Wendell and Mr. White deliver the four laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *for the relief of Patrick Campbell,*" was read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Nicholas Veeder and others, truſtees of the town of Schenectady, praying that the hearing of them by counſel at the bar of the Houſe, relative to the matter of complaint ſet forth in the petition of William Corlett and others, of ſaid town, may be poſtponed until to-morrow, was read. Thereupon,

Ordered, That the order of the day for the ſaid hearing, be poſtponed until to-morrow.

Mr. Brown, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled " An act *to incorporate a place called New-Peterſburgh,*" which was read the firſt time, and ordered a ſecond reading.

Mr. Bird, from the ſelect committee, to whom was committed the bill, entitled " An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh,*" reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read. Thereupon,

Ordered, That the ſaid bill be recommitted to a committee of the whole Houſe.

Thereupon, the Houſe reſolved itſelf into a committee of the whole Houſe, on the ſaid bill ; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. Foote from the ſaid committee, reported, that the committee had gone through the ſaid bill and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Griſwold, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled " An act *for incorporating the Cayuga bridge company, in the county of Onondaga,*" which was read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Sanger and Mr. Savage, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the truſtees of the New-York Society Library have leave to preſent to either Houſe of the Legiſlature, at their next ſeſſion, a bill for increaſing the annual tax or aſſeſſment upon the proprietors of the ſaid library, agreeably to the petition of the truſtees preferred to this Legiſlature; provided the ſaid petitioners ſhall previouſly cauſe a copy of the ſaid petition, and of this reſolution, to be inſerted for the period of ſix weeks ſucceſſively, in the public newſpaper printed by the Printer of this ſtate ; to the end, that all perſons intereſted in the premiſes may ſhew cauſe, to either Houſe of the Legiſlature, on the firſt Monday after the commencement of their next ſeſſion, why the prayer of their ſaid petition ſhould not be granted.

Reſolved, That this Houſe do concur with the Hon. the Senate, in the preceding reſolution.

Ordered, That Mr. Wendell and Mr. White deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton,*" reported progreſs, and obtained leave to ſit again.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *making further proviſion for building the ſtate-priſon in the city of New-York*," reported progreſs, and obtained leave to ſit again.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for opening and improving certain great roads within this ſtate*," reported, that the committee had gone through the bill, made amendments and added clauſes, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to encourage the deſtroying of wolves and panthers*," reported progreſs, and obtained leave to ſit again.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for ſurveying and eſtabliſhing certain diviſion lines, and dividing certain lots in great lot No.* 35, *in the Hardenbergh patent*," reported, that the committee had gone through the ſaid bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *for laying out lot No.* 1, *in the town of Hannibal, in the county of Onondaga, into city lots, and for other purpoſes therein mentioned*," reported, that the committee had gone through the bill, made amendments, added clauſes and filled up blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Comſtock, from the committee to whom was committed the bill, entitled "An act *for dividing the town of Sarotoga, in the county of Saratoga*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Wedneſday, ten o'clock A. M. March 8th, 1797.

The engroſſed bill, entitled "An act *for opening and improving certain great roads within this ſtate*;" the engroſſed bill, entitled "An act *for laying out lot number one, in the town of Hannibal, in the county of Onondaga, into city lots, and for other purpoſes therein mentioned*," and the engroſſed bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. White and Mr. Will deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *to incorporate a place called New-Peterſburgh*," and the bill, entitled "An act *for incorporating the Cayuga bridge company, in the county of Onondaga*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

The Surveyor-General, to whom was referred the petition of Reuben Andrus and others, reported, that the lands prayed for by the petitioners are vacant.

Ordered, That the ſaid report and petition be referred to Mr. Metcalfe, Mr. Tylee and Mr. Kiſſam.

Ordered, That the committee to whom was referred the petition of the Mayor, Aldermen and Commonalty of the city of Albany, praying that the Legiſlature will not grant the prayer of the petition of the inhabitants of the town of Schenectady, relative to a turnpike-road between the city of Albany and ſaid town, be diſcharged from the further conſideration thereof, and that the ſame be committed to a committee of the whole Houſe, when on the bill, entitled "An act *for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady*."

A petition of Andrew Van Tuyl and others, praying that a law may be paſſed, regulating the ſhad and herring fiſheries at the Narrows of the bay of New-York, was read, and referred to Mr. Vandevoort, Mr. Pearſall and Mr. Joſhua Smith.

Mr. White, from the committee to whom was referred the petition of Paul M'Fall, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Paul M'Fall*," which was read the firſt time, and ordered a ſecond reading.

The order of the day was read, that the truſtees of the town of Schenectady be heard by counſel, at the bar of the Houſe, relative to the matter of complaint ſet forth in the petition of William Corlett and others, and the bill now pending before this Houſe relative thereto, and that the ſaid petitioners be alſo heard by their counſel.

The ſaid bill, petition and documents accompanying the ſame, and alſo the report of the committee thereon, as inſerted in the Journals of this Houſe, of the 22d day of February laſt, were read, and John V. Henry and Ambroſe Spencer, eſquires, of counſel for the petitioners, and Abraham Van Vechten, eſq. of counſel for the truſtees, were heard at the bar of the Houſe. Thereupon,

Ordered, That the ſaid bill, petition and documents accompanying the ſame, be committed to a committee of the whole Houſe. Thereupon,

The Houſe reſolved itſelf into a committee of the whole Houſe, on the ſame; and after ſome time ſpent thereon, Mr. Speaker reſumed the chair, and Mr. S. A. Barker, from the ſaid committee, reported progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for to-morrow.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate ferries within this ſtate*," reported progreſs, and obtained leave to ſit again.

A meſſage from the Hon. the Senate, delivered by Mr. Savage and Mr. Schenck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for the relief of Nicholas Aldridge and others*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Savage and Mr. Schenck, was read, that the Senate have concurred in the reſolution of this Houſe, as entered on the Journals of this Houſe, on the 28th day of February laſt, relative to the inhabitants weſt of the Seneca-Lake.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Thurſday, ten clock A. M. March 9th, 1797.

The engroſſed bill, entitled "An act *for ſurveying and eſtabliſhing certain diviſion lines, and dividing certain lots, in great lot No.* 35, *in the Hardenbergh patent*," and the engroſſed bill, entitled "An act *for dividing the town of Saratoga*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. White and Mr. Will deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *for the relief of Nicholas Aldridge and others*," and the bil, entitled "An act *for the relief of Paul M'Fall*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

Mr. Foote, in behalf of Mr. Kent, from the committee to whom was referred the petition of Mary Swords, with the report of the Surveyor-General thereon, reported, that the caſe of the petitioner appears to the committee to be perfectly ſimilar to various other claims which have been uniformly rejected by the Legiſlature; they are therefore of opinion, that it would be improper to grant the prayer of the petition—which report was agreed to by the Houſe.

Mr. Ryerſs, from the committee to whom was referred the petition of Stephen Rundell, in behalf of himſelf and brother, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the relief of Stephen Rundell and Abel Rundell*," which was read the firſt time, and ordered a ſecond reading.

Mr. Baldwin, from the committee to whom was referred the petition of Sidney Berry and others, of the town of Saratoga, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes*," which was read the firſt time, and ordered a ſecond reading.

Four ſeveral meſſages from the Hon. the Senate, delivered by Mr. Schenck and Mr. Silveſter, with the bills therein ſeverally mentioned, were read, that the Senate have paſſed the bill, entitled "An act *ſupplementary to the act, entitled "An act to improve the navigation of Hudſon's river, in the places therein mentioned;*" the bill, entitled "An

act *to prohibit the ſelling of ſpiritous liquors to the Indians reſiding within this ſtate ;*" the bill, entitled " An act *ſupplementary to an act, entitled* " *An act for the relief of the Indians reſiding in New-Stockbridge and Brothertown,*" and the bill, entitled " An act *concerning the ſalt ſprings in the county of Onondaga,*" to which ſeveral bills they requeſt the concurrence of this Houſe.

The ſaid bills were read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Schenck and Mr. Silveſter, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled " An act *further to amend an act, entitled* " *An act for the encouragement of Schools ;*" and have amended the ſame accordingly.

Ordered, That Williamſon and Mr. Wood return the bill to the Hon. the Senate.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *authoriſing the inhabitants of the town of Schenectady to elect truſtees for the purpoſe of managing their common lands and other common property*," reported, that in proceeding in the ſaid bill, Mr. Speaker made a motion, that the bill be rejected ; that debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr J. Barker	Mr Fort	Mr M'Clelland	Mr Savage	
Mr Benton	Mr Grey	Mr M'Kinſtry	Mr John Smith	
Mr Bill	Mr Griſwold	Mr M'Kown	Mr Taylor	
Mr Blanch	Mr Halſey	Mr M'Niel	Mr Teed	
Mr Brayton	Mr Henry	Mr Moffatt	Mr D. Ten Broeck	
Mr Brett	Mr Hochſtraſſer	Mr Morſe	Mr Tylee	
Mr Cade	Mr Hogeboom	Mr Naſh	Mr Tyler	
Mr Campbell	Mr Holcomb	Mr Oakley	Mr Vandevoort	
Mr John Carpenter	Mr Hyde	Mr Ogden	Mr Van Eps	
Mr Chipman	Mr Kiſſam	Mr Pearce	Mr S. Veeder	
Mr Clark	Mr Lamb	Mr Pearſall	Mr P. Veeder	
Mr Comſtock	Mr Landon	Mr Platt	Mr Warner	
Mr Coryell	Mr Little	Mr Poſt	Mr Wendell	
Mr Crane	Mr Marvin	Mr Prince	Mr Will	
Mr Crawford	Mr Metcalfe	Mr Ryerſs	Mr Youngs	62
Mr Eaker	Mr Miller			

For the Affirmative.

Mr Baldwin	Mr Cooley	Mr Leonard	Mr Jacob Smith	
Mr Bird	Mr Davis	Mr Maſon	Mr Speaker	
Mr Blanchard	Mr DeWitt	Mr Morton	Mr A. Ten Broeck	
Mr Bockee	Mr Foote	Mr Oliver	Mr Thompſon	
Mr Brown	Mr Hauſbrook	Mr Rice	Mr Verplanck	
Mr Bruyn	Mr Hoffman	Mr Sears	Mr Williamſon	
Mr Burr	Mr Lanſing	Mr Joſhua Smith	Mr Wood	29
Mr Conyne				

Mr. Barker reported further progreſs, and obtained leave to ſit again.

Ordered, That it be the order of the day for to-morrow ; and that it be further the order of the day for to-morrow, for this Houſe to go into committee of the whole Houſe, on the bill, entitled " An act *concerning the aſſeſſment and levying of taxes.*"

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

I have the honor of laying before you the annual report of the Regents of the Univerſity.

Albany, 9th March, 1797. JOHN JAY.

Ordered, That the ſaid report be inſerted in the Journal of this Houſe.

The report of the Regents of the Univerſity is in the words following, viz.

TO THE HONORABLE THE LEGISLATURE.

The Regents of the Univerſity reſpectfully report,

That during the year paſt, *Columbia* and *Union* Colleges, and *Eraſmus Hall, Johnſtown, Cooperſtown, Canandarqui, Oxford, Hamilton-Oneida, Cherry-Valley, Union* in Stonearabia, *Clinton, Waſhington* and *Lanſingburgh* Academies, have been viſited by Committees of the Regents ; and from the reports of the Committees, the following appears to be the ſtate of theſe ſeminaries reſpectively.—*Columbia* College conſiſts of two faculties, the faculty of arts and faculty of phyſic. In the faculty of arts there are ſeven profeſſors—one of the mathematics, natural philoſophy, aſtronomy, geography and chronology, one of the Greek and Latin languages, and Grecian and Roman antiquities, one of the Oriental languages, one of natural hiſtory and agriculture, one of the French language, one of law, one of logic and moral philoſophy, and one of belles-lettres ; and in

the faculty of phyſic there is a dean and ſix profeſſors—one of midwifery, who is alſo clinical lecturer in the New-York hoſpital, one of the theory and practice of phyſic, one of ſurgery, one of anatomy, and one of botany and materia medica: there are ninety-four ſtudents in the faculty of arts, and about thirty in the faculty of phyſic. The only compenſation to the Medical Profeſſors are the fees of tuition; and the ſalaries of the Preſident and of the Profeſſors in the faculty of arts remain nearly the ſame as at the time of the laſt annual report. The Preſident, in his report to the committee who viſited the College, ſtates it to be in general in a flouriſhing ſtate—that ſtrict order and diſcipline are maintained—that by arranging the ſtudents after each examination according to their reſpective merits in their claſſes, ſuch a general emulation has been excited, as in a great meaſure to ſupercede the neceſſity of puniſhment—that from the learning and reputation of the profeſſors, from the increaſing number of ſtudents, from their progreſs in their ſtudies, from the general plan and good government of the inſtitution, and from the number of grammar ſchools in and near the city, under able and reputable teachers, he has reaſon to expect, that a few years will greatly enhance the growing fame of the college, at leaſt double the number of its ſtudents, and raiſe it to a pitch of exalted proſperity; he however ſuggeſts, that it labors under the greateſt difficulties for the want of a convenient library, a ſuitable hall for public exhibitions, a ſufficient number of lecture rooms, and proper apartments for the arrangement and uſe of the philoſophical and chymical apparatus; and requeſts the attention of the Regents to the ſituation of the Faculty of Phyſic, whoſe emoluments are by no means a compenſation of their aſſiduous and learned labors, and that a foſtering public aid is requiſite to promote this uſeful and riſing medical inſtitution, on which the lives and health of our citizens ſo eſſentially depend. *Union* College—From the report of the Committee of the Truſtees, it appears that the property of the College conſiſts in various articles, to the following amount, namely:

	Dolls.	Cts.
Bonds and mortgages, producing an annual intereſt of 7 per cent.	21,301	6
Subſcriptions and other debts due on the books of the Treaſurer	4,983	10
Caſh appropriated for the purchaſe of books	1,356	45
Houſe and lot for the Preſident	3,500	
Lot for the ſcite of the College	3,250	
Houſe and lot heretofore occupied for the Academy, a donation from the conſiſtory of the Dutch church	5,000	
Books, &c. in the poſſeſſion of the Truſtees, and on the way from Europe	2,381	99
Caſh appropriated by the Regents for the purchaſe of books in the hands of the committee	400	
Legacy by Abraham Yates, Jun. Eſq. of Albany	250	
	42,422	60

And 1604 acres of land. The faculty of the College at preſent conſiſts of the Preſident and one Tutor, and the ſalary of the former with an houſe for his family is 1100 dollars, and of the latter 665 dollars per annum, with an additional allowance at preſent of 250 dollars, on account of the extraordinary price of the neceſſaries of life. There are thirty-ſeven ſtudents, eight in the claſs of languages, twenty in the claſs of hiſtory and belles-lettres, ſix in the claſs of mathematics, and three in the claſs of philoſophy. The courſe of ſtudies is, the firſt year Virgil, Cicero's orations, Greek teſtament, Lucian, Roman antiquities, arithmetic and Engliſh grammar—the ſecond year, geography and the uſe of the globes, Roman hiſtory, hiſtory of America, and the American revolution, Xenophon, Horace, criticiſm and eloquence—the third year, the various branches of mathematics and vulgar and decimal fractions, and the extraction of the roots—geometry, algebra, trigonometry, navigation, menſuration, Xenophon continued and Homer; and the fourth and laſt year, natural philoſophy, the conſtitution of the United States, metaphyſics, or at leaſt that part which treats of the philoſophy of the human mind, Horace continued and Longinus; and during the courſe of theſe ſtudies, the attention of the claſſes is particularly required to elocution and compoſition in the Engliſh language; a proviſion is alſo made, for ſubſtituting the knowledge of the French language inſtead of the Greek, in certain caſes, if the funds ſhould hereafter admit of inſtituting a French profeſſorſhip; all which, together with the ſyſtem of diſcipline, is contained in a printed copy of the laws and regulations for the government of the College, and which accompanies this report. The Truſtees further report, that the officers of the College diſcharge their duty with ability, diligence and fidelity,

and that the ſtudents generally have exhibited ſpecimens of their progreſs in ſcience, at the examinations, which are public, and ſtatedly three times a year; that the recent inſtitution, or the entire want of grammar ſchools and acadamies, in the different towns and counties moſt convenient to Schenectady, conſiderably impedes for the preſent the increaſe of ſtudents in the College, which has hitherto been indebted for its principal ſupplies to the grammar ſchools in that place, and to the academy in Salem, in Waſhington county; that there are, however, indications which evince, that in proportion to the eſtabliſhment and proper management of ſchools and academies to the northward and weſtward, this ſeminary will become of immenſe importance to the intereſt of ſcience, in this part of the United States; and they beg leave to repreſent, agreeably to their ſtatement of the laſt year, that an alteration in ſome of the articles of their charter would be of conſiderable ſervice to the College, as it regards the number of truſtees requiſite to form a quorum for buſineſs, and the exerciſe of diſcipline by the officers of the college, without the neceſſity of ſummoning a meeting of the truſtees for the purpoſe; and finally, that it would eſſentially promote the intereſt of that part of the country, if the Legiſlature would patronize with further donations this infant ſeminary; the want of means to endow profeſſorſhip, obliges the preſent officers to attend to too many branches of ſcience, inſomuch ſo that the Preſident has during the preſent year, inſtructed the claſſes in hiſtory, chronology, antiquities, geography, natural and moral philoſophy, criticiſm, logic, conſtitutions of the United States and of the different ſtates and languages. *Eraſmus Hall*—In this Academy there are one hundred and ſix ſcholars, all of whom, except from the city of New-York, are from the Weſt-Indies or diſtant parts of the United States—the branches of education are the ſame as heretofore reported, and three of the ſcholars are ſtudying the principles of natural philoſophy, and thirty learning the French language, in connection with their other ſtudies, and all of them give the moſt ſatisfactory ſpecimens of progreſs and accuracy in the ſeveral branches in which they were examined, and the inſtitution under the ſame principal and teachers, continues to ſupport its high reputation. *Clinton* Academy has ſixty-three ſcholars, three of whom are taught Latin and Greek, three mathematics, ſix Engliſh grammar, and fifty-one reading and writing; in addition to which, there are thirty ſcholars in arithmetic and Engliſh grammar, who attend in the evening only. *Johnſtown* Academy has forty-four ſcholars, ſixteen of whom are taught mathematics, ſixteen ſpelling, and twenty-ſeven reading and writing, comprehending fourteen who are taught arithmetic. The building conſiſts only of one room of a convenient ſize, and the teacher is paid out of the tuition money. This Academy has no funds, owing to which, and to a want of attention in thoſe to whom the direction and ſuperintendance of it is intruſted, it is not ſo flouriſhing as when viſited the preceding year. *Cooperſtown* Academy—The building which is ſixty-ſix feet long, forty feet broad, and two ſtories high, is nearly finiſhed, and in erecting it the whole of the property, except two ſhares in the Albany bank, has been expended. *Canandarque* Academy—The donations in land and ſubſcriptions in money to this Academy, are eſtimated to amount to upwards of 30,000 dollars, and it is expected it will be reſpectable and uſeful. *Hamilton-Oneida* Academy is in a worſe ſituation than it was the preceding year—The building is covered, but there is no proſpect it will be further completed; the funds being wholly expended, and the property already taken in execution to ſatisfy debts ſtill due. *Union* Academy in Stonearabia—The truſtees of this Academy have hitherto employed a perſon to teach as in an odinary ſchool, only in a ſmall houſe, belonging to one of the churches there, the teacher lately died, and no other has ſince been procured; materials however have been prepared for erecting a building in the courſe of the enſuing ſummer. *Oxford* Academy, has ſuſtained conſiderable injury by the reſignation of the late principal, but it is expected he will again ſoon reſume his charge, and his talents and attention afford proſpects of great uſefulneſs. *Cherry-Valley* Academy—The building i- convenient, two ſtories high, ſixty feet long and thirty feet broad, and nearly finiſhed—the ſubſcriptions amount to 3100 dollars, of which 2815 dollars have been received, and the additional ſum of 1587 1-2 dollars has lately been ſubſcribed for the purpoſe of employing teachers. The preſent principal appears to poſſeſs talents and induſtry, and is allowed a ſalary of 400 dollars, and there is an aſſiſtant teacher, who has a ſalary of 200 dollars per annum. The number of ſcholars amount to eighty, of whom twenty are taught Latin, and the reſt arithmetic and reading Eng-

liſh—The proſpect that this Academy would become uſeful, was ſuch as induced the committee to pay to them the ſum allotted to it by the Regents, as a donation to purchaſe books. *Waſhington* Academy has thirty ſcholars, ten of whom are taught Latin and Greek, two mathematics and book-keeping, and the remaining eighteen, Engliſh grammar, writing and arithmetic, and during the laſt year five ſtudents were admitted into Union College from this Academy—No alteration, with reſpect to the eſtate or the compenſation to teachers, or the mode of inſtruction, has taken place ſince the laſt report. *Lanſingburgh* Academy has forty ſcholars, who are inſtructed in the Engliſh language and grammar—The truſtees have provided a convenient building, conſiſting of two rooms on the firſt and three on the ſecond floor, but as yet unfiniſhed; and they have contracted with a perſon to teach the Latin language; and from the increaſe of Lanſingburgh and other towns in the vicinity, and the zeal of the truſtees, the committee was induced to pay to them the ſum appropriated by the Regents during the laſt year. It is only neceſſary for the Regents to requeſt the attention of the Legiſlature to the real and perſonal property veſted in the Regents by law, and they reſpectfully ſuggeſt the propriety of enabling the Regents to make ſuch diſpoſition thereof, by ſale or otherwiſe, as that an annual income may reſult to the Univerſity, to be diſpoſed of by the Regents, in their diſcretion, for promoting literature.

By order of the Regents,

JOHN JAY, Chancellor.

By command of the Chancellor,

David S. Jones, Secretary.

Albany, March 6th, 1797.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate ferries within this ſtate*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Friday, ten o'clock A. M. *March 10th*, 1797.

The engroſſed bill, entitled "An act *to regulate ferries within this ſtate*," was read the third time, and paſſed.

Ordered, That Mr. Williamſon and Mr. Wood deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *ſupplementary to an act, entitled "An act for the relief of the Indians in New-Stockbridge and Brothertown;*" the bill, entitled "An act *concerning the ſalt ſprings in the county of Onondaga;*" the bill, entitled "An act *ſupplementary to an act, entitled "An act to improve the navigation of Hudſon's river in the places therein mentioned;*" the bill, entitled "An act *to prohibit the ſelling of ſpiritous liquors to the Indians reſiding within this ſtate;*" the bill, entitled "An act *for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes*," and the bill, entitled "An act *for the relief of Stephen Rundell and Abel Rundell*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Abraham Oothout, John Glen, John Sanders and Jellis Fonda, in behalf of themſelves and the other Truſtees of the town of Schenectady, relative to the matter of complaint charged againſt them in the petition of William Corlett and others, was read, and referred to the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the inhabitants of the town of Schenectady, to elect truſtees for the purpoſe of managing the common lands and other common property.*"

Mr. Comſtock, from the committee to whom was referred the petition of John Vail, reported in favor of the petitioner, and obtained leave to bring in a clauſe for that purpoſe, to be added to ſome proper bill.

Mr. Vandevoort, from the committee to whom was referred the petitions of Andrew Van Tuyl, John Emans and others, relative to the ſhad fiſheries at the Narrows, reported a concurrent reſolution, which was read, and agreed to by the Houſe.

Thereupon,

Reſolved, (if the Hon. the Senate concur herein) That John Emans, Andrew Copſey, Andrew Van Tuyl and others, praying a law for the regulating of the ſhad and herring fiſheries at the Narrows, on Long and Staten-Iſlands, in the counties of Kings and Richmond, have leave to preſent to either Houſe of the Legiſlature, on the firſt

Monday after a quorum of both Houſes ſhall be convened, at their next ſeſſion, a bill agreeable to the purport of their petitions: Provided, that the ſaid petitioners mentioned in ſaid petitions, do previouſly cauſe a copy of their intended bill and of this reſolution, to be publiſhed ſix week ſucceſſively, in two of the public newſpapers, printed in the city of New-York, the one printed by the Printer of the ſtate, and the other, the Herald, a Gazette for the country, printed by Hopkins, Webb and Co. to the end, that all perſons intereſted therein, may have due notice thereof, and ſhew cauſe, if any they have, why the prayer of the ſaid petitioners ſhould not be granted.

Ordered, That Mr. Youngs and Mr. Baldwin deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

Mr. D. Ten Broeck, from the committee to whom was referred the petition of Daniel Miller, David Warner and George Warner, with the report of the Surveyor-General thereon, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *authoriſing the commiſſioners of the land-office, to grant letters patent for a tract of vacant land to Daniel Miller, David Warner and George Warner*," which was read the firſt time, and ordered a ſecond reading.

The Hon. the Senate returned, by Mr. Silveſter and Mr. Spencer, the bill, entitled "An act *to divide Steuben, in the county of Herkimer, into three towns*."

Ordered, That Mr. Wood and Mr. Youngs deliver the bill to the Hon. the Council of Reviſion.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the inhabitants of the town of Schenectady, to elect truſtees for the purpoſe of managing their common lands and other common property*," reported, that after the committee had gone through the bill, made amendments, added clauſes, filled up blanks and altered the title, which altered title is, "An act *providing for the election of truſtees of the town of Schenectady, and for other purpoſes therein mentioned*," the queſtion being put whether the committee did agree to the paſſing of the bill, it was carried in the affirmative, in manner following, viz.

For the Affirmative.

Mr J. Barker	Mr Fort	Mr M'Kinſtry	Mr John Smith
Mr Benton	Mr Griſwold	Mr M'Kown	Mr Taylor
Mr Bill	Mr Halſey	Mr Moffatt	Mr Teed
Mr Bird	Mr Hochſtraſſer	Mr Morſe	Mr D. Ten Broeck
Mr Blanch	Mr Holcomb	Mr Naſh	Mr Tylee
Mr Brayton	Mr Hyde	Mr Oakley	Mr Tyler
Mr Campbell	Mr Kiſſam	Mr Ogden	Mr Vandevoort
Mr John Carpenter	Mr Lamb	Mr Pearce	Mr Van Eps
Mr Chipman	Mr Landon	Mr Pearſall	Mr S. Veeder
Mr Clark	Mr Leland	Mr Platt	Mr P. Veeder
Mr Comſtock	Mr Little	Mr Poſt	Mr Warner
Mr Coryell	Mr Marvin	Mr Prince	Mr Wendell
Mr Crane	Mr Metcalfe	Mr Rice	Mr White
Mr Crawford	Mr Miller	Mr Ryerſs	Mr Will
Mr Eaker	Mr M'Clelland	Mr Savage	Mr Youngs 60

For the Negative.

Mr Baldwin	Mr Cooley	Mr Hogeboom	Mr Jacob Smith
Mr Blanchard	Mr Davis	Mr Lanſing	Mr Speaker
Mr Bockee	Mr DeWitt	Mr Leonard	Mr A. Ten Broeck
Mr Brown	Mr Foote	Mr Morton	Mr Thompſon
Mr Bruyn	Mr Grey	Mr Oliver	Mr Verplanck
Mr Burr	Mr Hauſbrook	Mr Sears	Mr Williamſon
Mr Cade	Mr Hoffman	Mr Joſhua Smith	Mr Wood 29
Mr Conyne			

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Judge Lanſing, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for erecting a public building in the county of Albany, and for other purpoſes therein mentioned*;" the bill, entitled "An act *to divide Steuben, in the county of Herkimer, into three towns*," and the bill, entitled "An act *to erect part of the counties of Ulſter and Otſego into a ſeparate county*," ſhould ſeverally become laws of this ſtate.

A meſſage from the Hon. the Senate, delivered by Mr. Strong and Mr. Tappen, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to divide the county of Schohary into towns*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *further to amend an act entitled "An act for the encouragement of ſchools*," ſhould become a law of this ſtate.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *concerning the aſſeſſment and levying of taxes*," reported, that in proceeding in the ſaid bill, Mr. D. Ten Broeck made a motion, that the committee ſhould agree to a reſolution, in the words following, viz.

Reſolved, as the ſenſe of this committee, that the preſent mode of aſſeſſing and leyving of taxes, under the act now in force for that purpoſe, is productive of many evils, ariſing principally from the want of an appeal in caſes of improper taxations: That a right of appeal ought to be eſtabliſhed; and that a ſelect committee be appointed to prepare and bring in a bill, to amend the act, as a ſubſtitute for the bill now before the committee, eſtabliſhing an appeal in all caſes of improper taxation; and further, in and by ſuch bill, to deviſe a general mode for the apportioning of all taxes on the ſeveral counties in this ſtate; and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

Mr. Barker reported further progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Saturday, ten o'clock A. M. March 11, 1797.

The bill, entitled "An act *authoriſing the commiſſioners of the land office to grant letters patent for a tract of vacant lands to Daniel Miller, David Warner and George Warner*," and the bill, entitled "An act *for the relief of Robert Boyd*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Jacob Glen Cuyler, of the city of Albany, relative to a claim by mortgage on the confiſcated eſtate of Iſaac Vander Pool, with certain documents accompanying the ſame, was read, and referred to the Attorney-General.

Mr. Bird, from the committee to whom was referred the petition of Ebenezer Hills and Reuben Smith, reported, that there is not ſufficient evidence of the facts ſet up in the petitions, they therefore recommend that the petitioners have leave to withdraw their petitions; which report was agreed to by the Houſe. Thereupon,

Reſolved, That the petitioners have leave to withdraw their petition.

Mr. White, from the committee to whom was referred the petition of John Oſtrander, reported in favor of the petitioner, and obtained leave to bring in a clauſe, to be added to ſome proper bill for that purpoſe.

Mr. P. Veeder, from the committee to whom was referred the petition of William Fagan, reported againſt the prayer of the petitioner; which report was agreed to by the Houſe.

Mr. Joſhua Smith, in behalf of Mr. Hale, from the committee to whom was referred the petition of William Miller, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of William Miller*," which was read the firſt time, and ordered a ſecond reading.

Mr. J. Barker, from the committee to whom was referred the petition of Chriſtian Artwick, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Chriſtian Artwick*," and to which was added a clauſe for the relief of David Waddle.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

Ordered, That the bill, entitled "An act *for the relief of William W. Thompſon*," be committed to a ſelect committee, conſiſting of Mr. S. A. Barker, Mr. Metcalfe and Mr. Marvin:

That the bill, entitled "An act *to enable certain perſons therein mentioned, to purchaſe and hold real eſtate within this ſtate*," be committed to a ſelect committee, conſiſting of Mr. D. Ten Broeck, Mr. Morton and Mr. Ryerſs:

That the bill, entitled "An act *for dividing the town of Burlington in the county of Otſego into two towns*," be committed to the Members attending in this Houſe from the county of Otſego:

That the bill, entitled "An act *to amend an act, entitled "An act for the more effectual prevention of fires, and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned*," and the bill, entitled "An act *to authoriſe the*

raiſing of monies by tax in the city and county of New-York, for defraying the public expences," be committed to the Members attending in this Houſe from the city and county of New-York:

That the bill, entitled "An act *to authoriſe the raiſing a further ſum of money to complete the gaol in the county of Renſſelaer,*" be committed to the Members attending in this Houſe from the county of Renſſelaer:

That the bill, entitled "An act *to eſtabliſh a juriſdiction line between the county of Saratoga and the town of Schenectady, and to repeal the act therein mentioned,*" be committed to a committee conſiſting of the Members attending in this Houſe from the city and county of Albany, and the Members from the county of Saratoga:

That the bill, entitled "An act *to enable St. John Honeywood to act as an attorney in certain cauſes,*" be committed to Mr. A. Ten Broeck, Mr. Blanchard and Mr. Wendell:

That the bill, entitled "An act *to divide the town of Sangerfield, in the county of Herkimer,*" and the bill, entitled "An act *to divide the town of Schuyler, in the county of Herkimer,*" be committed to the Members attending in this Houſe from the county of Herkimer:

That the bill, entitled "An act *for the better extinguiſhing fires in the village of Newbergh, in the county of Ulſter,*" and the bill, entitled "An act *for the better extinguiſhing fires in the town of Kingſton, in the county of Ulſter,*" be committed to the Members attending in this Houſe from the county of Ulſter; and,

That the bill, entitled "An act *for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes,*" be committed to the Members attending in this Houſe from the counties of Saratoga and Waſhington.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *to divide the county of Schohary into towns;*" the bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. S. A. Barker and Mr. J. Barker deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments, and have amended the bill accordingly.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled "An act *making further proviſion for building a ſtate-priſon in the city of New-York,*" reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read the third time, and paſſed.

Ordered, That Mr. Baldwin and Mr. J. Barker deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame without amendment.

A meſſage from the Hon. the Senate, delivered by Mr. Tappen and Mr. Thompſon, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to regulate highways,*" with the amendments therewith delivered.

The bill and amendments were read; one of the amendments was to inſert the counties of Suffolk, Queens, Kings and Richmond, in the firſt clauſe; debates were had thereon, and the queſtion being put, whether the Houſe did concur with the Hon. the Senate therein, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Blanch	Mr Halſey	Mr Marvin	Mr Joshua Smith	
Mr Brayton	Mr Hausbrook	Mr Metcalfe	Mr A. Ten Broeck	
Mr Brown	Mr Henry	Mr M'Kinſtry	Mr Tylee	
Mr Bruyn	Mr Hochſtraſſer	Mr M'Niel	Mr Tyler	
Mr Burr	Mr Hoffman	Mr Morton	Mr Van Eps	
Mr Cade	Mr Holcomb	Mr Oakley	Mr P. Veeder	
Mr Coryell	Mr Hyde	Mr Oliver	Mr Verplanck	
Mr Crawford	Mr Kiſſam	Mr Pearſall	Mr Wendell	
Mr Davis	Mr Lamb	Mr Platt	Mr Wheeler	
Mr DeWitt	Mr Landon	Mr Poſt	Mr Williamſon	
Mr Foote	Mr Leland	Mr Sears	Mr Wood	46
Mr Griſwold	Mr Little			

For the Negative.

Mr Baldwin	Mr Clark	Mr M'Clelland	Mr John Smith	
Mr S. A. Barker	Mr Comſtock	Mr Moffatt	Mr Jacob Smith	
Mr J. Barker	Mr Conyne	Mr Nash	Mr Taylor	
Mr Benton	Mr Crane	Mr Ogden	Mr D. Ten Broeck	
Mr Blanchard	Mr Eaker	Mr Pearce	Mr Thompſon	
Mr Bockee	Mr Fort	Mr Rice	Mr S. Veeder	
Mr Brett	Mr Grey	Mr Ryerſs	Mr Warner	
Mr Campbell	Mr Lanſing	Mr Savage	Mr Youngs	35
Mr. John Carpenter	Mr Leonard	Mr Schuyler		

Another of the ſaid amendments was to ſtrike out the word *ſixty*, in the fourth line of the ninth clauſe, being the amount of commutation for one day's labor, and inſert *forty*; debates were had thereon, and the queſtion being put thereon, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr J. Barker	Mr Foote	Mr Little	Mr A. Ten Broeck
Mr Benton	Mr Fort	Mr Metcalfe	Mr D. Ten Broeck
Mr Blanchard	Mr Grey	Mr M'Kown	Mr Tyler
Mr Brayton	Mr Henry	Mr Morton	Mr Van Eps
Mr Brown	Mr Hochſtraſſer	Mr Oliver	Mr S. Veeder
Mr Burr	Mr Hoffman	Mr Pearce	Mr P. Veeder
Mr Cade	Mr Hyde	Mr Platt	Mr Verplanck
Mr John Carpenter	Mr Kiſsam	Mr Prince	Mr Will
Mr Coryell	Mr Lamb	Mr Ryerſs	Mr Williamſon
Mr Crawford	Mr Landon	Mr Savage	Mr Wood
Mr DeWitt	Mr Leland	Mr Sears	Mr Youngs 47
Mr Eaker	Mr Leonard	Mr Jac. Smith	

For the Negative.

Mr Baldwin	Mr Conyne	Mr M'Clelland	Mr Rice
Mr S. A. Barker	Mr Crane	Mr M'Kinſtry	Mr Schuyler
Mr Blanch	Mr Davis	Mr M'Neil	Mr Joshua Smith
Mr Bockee	Mr Griſwold	Mr Moffatt	Mr John Smith
Mr Brett	Mr Halſey	Mr Nash	Mr Taylor
Mr Bruyn	Mr Hausbrook	Mr Oakley	Mr Thompſon
Mr Campbell	Mr Holcomb	Mr Ogden	Mr Warner
Mr Clark	Mr Lanſing	Mr Poſt	Mr Wheeler 34
Mr Comſtock	Mr Marvin		

And the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. S. A. Barker and Mr. Benton deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the bill, and have amended the ſame accordingly.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *making alterations in the inſpection laws of this ſtate*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *relative to the courts of common pleas aud general ſeſſions of the peace in the county of Clinton*," reported, that the committee had gone through the bill, made amendments, added a clauſe, and altered the title, that the altered title is, "An act *relative to the courts of common pleas and general ſeſſions of the peace in the counties of Clinton, Saratoga and Schohary*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

The bill, entitled "An act *relative to the courts of common pleas and general ſeſſions of the peace in the counties of Clinton, Saratoga and Schohary*," with the engroſſed amendments, was read the third time, and paſſed.

Ordered, That Mr. S. A. Barker and Mr. Benton deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame with the amendments therewith delivered.

Then the Houſe adjourned until ten o'clock on Monday morning next.

Monday, ten o'clock A. M. March 13th, 1797.

The engroſſed bill, entitled "An act *providing for the election of truſtees of the town of Schenectady, and for other purpoſes therein mentioned*," and the engroſſed bill, entitled "An act *making alterations in the inſpection laws of this ſtate*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. S. A. Barker and Mr. Benton deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *for the relief of William Miller*," and the bill, entitled "An act *for the relief of Chriſtian Artwick and David Wandle*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Patrick M'Fall and others, praying a grant of vacant lands in the neighborhood of Batavia, was read, and referred to Mr. Voſburgh, Mr. Lanſing and Mr. Benton.

Ordered, That Mr. Youngs be added to the committee to whom was referred the petitions of Archibald Currie and Michael Anthony.

Mr. M'Clelland, from the committee to whom was referred the petition of William Mead, reported, that in the opinion of the committee the petitioner is not entitled to bounty land; and not being furniſhed with any vouchers whereby they could aſcertain the validity of the petitioner's claim, in regard to a full compenſation for his ſervices, they are of opinion therefore that the petitioner have leave to withdraw his petition; which report was agreed to by the Houſe.

Mr. M'Clelland, from the committee to whom was referred the petition of the inhabitants of Galway, reported, that the ſeſſions being ſo far advanced, and ſo much public buſineſs unfiniſhed before the Houſe, they are of opinion, that it would be inexpedient to bring in a bill; which report was agreed to by the Houſe.

Mr. Coryell, from the committee to whom was referred the petition of the inhabitants of the northeaſterly part of the county of Tiogo, reported againſt the prayer thereof; which report was agreed to by the Houſe.

Mr. Brayton, from the committee to whom was referred the petition of Palmer Cade, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *granting lands to Palmer Cade in truſt for the creditors and heirs of Ebenezer Averill and Robert Smith*," which was read the firſt time, and ordered a ſecond reading.

Mr. Brown, from the ſelect committee to whom was committed the bill, entitled "An act *for dividing the town of Schuyler, in the county of Herkimer*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Ordered, That Mr. A. Ten Broeck be added to the committee to whom was referred the report of the committee on the petition of the inhabitanrs of the twenty towns.

Mr. A. Ten Broeck, from the committee to whom was committed the bill, entitled "An act *to enable St. John Honeywood to act as attorney in certain cauſes*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *ſupplementary to an act, entitled "An act for the relief of the Indians in New-Stockbridge and Brothertown*," reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Ordered, That the Attorney-General be diſcharged from the conſideration of the petition of Clement Sadlier, referred to him by this Houſe, on the 17th day of February laſt.

Reſolved (if the Hon. the Senate concur herein) That the petition of Clement Sadlier be referred to the Surveyor-General—and that he enquire into the facts ſtated in the ſaid petition, and adopt ſuch meaſures to aſcertain the validity of the claim of Francis Putnam and others, as ſpecified in the ſaid petition, as he ſhall deem fit, and report the ſame to the Legiſlature of this ſtate with all convenient ſpeed; and that the Legiſlature will make proviſion for the payment of ſuch expences as may neceſſarily be incurred in the premiſes.

Ordered, That Mr. S. A. Barker and Mr. Benton deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

Whereas the office of the Secretary of this ſtate is, by law, during the preſent year, to be removed from the city and county of New-York, to or near the city of Albany—And whereas the houſe and appurtenances now poſſeſſed by the Secretary of ſtate, is the property of the people of this ſtate—Therefore,

Reſolved (if the Hon. the Senate concur herein) That the Comptroller of this ſtate be, and he is hereby authoriſed to rent out the ſaid houſe and appurtenances, in behalf of the people of this ſtate, from the time the Secretary ſhall quit the ſame, until the firſt day of May thereafter.

Ordered, That Mr. S. A. Barker and Mr. Benton deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *to prohibit the ſelling of ſpiritous liquors to the Indians reſiding within this ſtate*," reported, that after the ſaid bill had been read in committee, Mr. Brown made a motion, that the ſaid bill ſhould be rejected; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Brown, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the ſaid bill be and is hereby rejected.

Reſolved, That this Houſe will on Monday next, proceed to chooſe by ballot, ſix perſons as a committee on the part of this Houſe, to meet with the committee to be appointed by the Hon. the Senate, at the office of the Secretary of this ſtate, in purſuance of the ſtatute, entitled "An act *for regulating elections*," for the purpoſe of canvaſſing the votes to be taken at the next election for Senators of this ſtate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *concerning Union College*," reported the proceedings of the committee to have been as follows, viz.

That in proceeding in the ſaid bill, a clauſe thereof was read, and is in the words following, viz.

And be it further enacted, That the treaſurer ſhall annually for years, unleſs otherwiſe directed by the Legiſlature, pay to the ſaid truſtees or their order, out of any monies not otherwiſe appropriated dollars, for payingthe ſalaries of ſuch additional profeſſors in the ſaid college as the ſaid truſtees ſhall appoint.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Comſtock	Mr Hyde	Mr Ryerſs	
Mr J. Barker	Mr Cooley	Mr Kiſſam	Mr Joſhua Smith	
Mr Benton	Mr Coryell	Mr Landon	Mr John Smith	
Mr Bird	Mr Crane	Mr Leland	Mr Jacob Smith	
Mr Bockee	Mr Crawford	Mr Miller	Mr Thompſon	
Mr Brayton	Mr DeWitt	Mr M'Kinſtry	Mr Tyler	
Mr Bruyn	Mr Fort	Mr Oakley	Mr Vandevoort	
Mr Cade	Mr Grey	Mr Oliver	Mr Voſburgh	
Mr John Carpenter	Mr Griſwold	Mr Pearce	Mr Warner	
Mr Chipman	Mr Halſey	Mr Pearſall	Mr Youngs	43
Mr Clark	Mr Hauſbrook	Mr Platt		

For the Affirmative.

Mr Baldwin	Mr Hoffman	Mr Morton	Mr A. Ten Broeck	
Mr Blanch	Mr Holcomb	Mr Naſh	Mr D. Ten Broeck	
Mr Blanchard	Mr Lamb	Mr Ogden	Mr Tylee	
Mr Brett	Mr Lanſing	Mr Poſt	Mr Van Eps	
Mr Brown	Mr Leonard	Mr Prince	Mr S. Veeder	
Mr Campbell	Mr Little	Mr Rice	Mr P. Veeder	
Mr Conyne	Mr Metcalfe	Mr Savage	Mr Verplanck	
Mr Davis	Mr M'Clelland	Mr Schuyler	Mr Wheeler	
Mr Eaker	Mr M'Niel	Mr Speaker	Mr Will	
Mr Gettman	Mr Moffatt	Mr Taylor	Mr Wood	41
Mr Hochſtraſſer				

That Mr. D. Ten Broeck made a motion, that the committee ſhould reconſider the ſaid clauſe, and the queſtion being put thereon, it was carried in the affirmative.

That debates were then had on the ſaid clauſe, and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Henry	Mr Morton	Mr D. Ten Broeck	
Mr Blanch	Mr Hochſtraſſer	Mr Nash	Mr Tylee	
Mr Blanchard	Mr Hoffman	Mr Ogden	Mr Van Eps	
Mr Breeſe	Mr Holcomb	Mr Poſt	Mr S. Veeder	
Mr Brett	Mr Lamb	Mr Prince	Mr P. Veeder	
Mr Brown	Mr Lanſing	Mr Rice	Mr Verplanck	
Mr Campbell	Mr Little	Mr Savage	Mr Wendell	
Mr Conyne	Mr Metcalfe	Mr Schuyler	Mr Wheeler	
Mr Davis	Mr M'Clelland	Mr Speaker	Mr White	
Mr Eaker	Mr M'Neil	Mr Taylor	Mr Will	
Mr Gettman	Mr Moffatt	Mr A. Ten Broeck	Mr Wood	46
Mr Griſwold	Mr Morſe			

For the Negative.

Mr S. A. Barker	Mr Comſtock	Mr Hyde	Mr Platt
Mr J. Barker	Mr Cooley	Mr Kiſsam	Mr Ryerſs
Mr Benton	Mr Coryell	Mr Landon	Mr Joshua Smith
Mr Bird	Mr Crane	Mr Leonard	Mr John Smith
Mr Bockee	Mr Crawford	Mr Miller	Mr Jacob Smith
Mr Brayton	Mr DeWitt	Mr M'Kinſtry	Mr Thompſon
Mr Bruyn	Mr Fort	Mr Oakley	Mr Tyler
Mr Burr	Mr Grey	Mr Oliver	Mr Vandevoort
Mr Cade	Mr Halſey	Mr Pearce	Mr Vosburgh
Mr John Carpenter	Mr Hausbrook	Mr Pearſall	Mr Warner 41
Mr Clark			

That Mr. D. Ten Broeck made a motion, that the blank in the ſaid clauſe ſhould be filled with the words *one thouſand*.

That Mr. White made a motion, that the ſaid blank ſhould be filled with the words *ſeven hundred and fifty*.

That Mr. Wheeler made a motion, that the ſaid blank ſhould be filled with the words *five hundred*.

That the queſtion being put on the motion of Mr. D. Ten Broeck, it paſſed in the negative.

That the queſtion being put on the motion of Mr. White, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Griſwold	Mr M'Niel	Mr Taylor
Mr Blanch	Mr Henry	Mr Morſe	Mr D. Ten Broeck
Mr Blanchard	Mr Hochſtraſſer	Mr Morton	Mr Tylee
Mr Breeſe	Mr Hoffman	Mr Naſh	Mr Tyler
Mr Brett	Mr Holcomb	Mr Ogden	Mr Van Eps
Mr Brown	Mr Lamb	Mr Poſt	Mr S. Veeder
Mr Burr	Mr Lanſing	Mr Prince	Mr P. Veeder
Mr Campbell	Mr Leland	Mr Rice	Mr Verplanck
Mr Chipman	Mr Little	Mr Savage	Mr Wendell
Mr Conyne	Mr Metcalfe	Mr Schuyler	Mr White
Mr Eaker	Mr M'Clelland	Mr John Smith	Mr Will
Mr Gettman	Mr M'Kinſtry	Mr Speaker	Mr Wood 48

For the Negative.

Mr S. A. Barker	Mr Cooley	Mr Hyde	Mr Platt
Mr J. Barker	Mr Coryell	Mr Kiſſam	Mr Ryerſs
Mr Benton	Mr Crane	Mr Landon	Mr Joſhua Smith
Mr Bird	Mr Crawford	Mr Leonard	Mr Jacob Smith
Mr Bockee	Mr Davis	Mr Miller	Mr A. Ten Broeck
Mr Brayton	Mr DeWitt	Mr Moffatt	Mr Thompſon
Mr Bruyn	Mr Fort	Mr Oakley	Mr Vandevoort
Mr Cade	Mr Grey	Mr Oliver	Mr Voſburgh
Mr John Carpenter	Mr Halſey	Mr Pearce	Mr Warner
Mr Clark	Mr Hauſbrook	Mr Pearſall	Mr Wheeler 41
Mr Comſtock			

Mr. Foote further reported, that the committee had gone through the bill, made amendments, added a clauſe, filled up the blanks, and altered the title, that the altered title is, " An act *reſpecting Union College, and for other purpoſes therein mentioned*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *to encourage the deſtroying of wolves and panthers*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Tueſday, ten o'clock A. M. *March* 14*th*, 1797.

The engroſſed bill, entitled " An act *reſpecting Union College, and for other purpoſes therein mentioned*;" the engroſſed bill, entitled " An act *for dividing the town of Schuyler, in the county of Herkimer*;" the engroſſed bill, entitled " An act *to enable St. John Honeywood to continue as attorney in certain cauſes*," and the engroſſed bill, entitled " An act *to encourage the deſtroying of wolves and panthers*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Benton and Mr. Bill deliver the four laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *granting lands to Palmer Cade, in truſt for the creditors and heirs of Ebenezer Averill and Robert Smith*," was read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Major Watſon and others, praying that the Legiſlature will confirm to him a tract of land at Oſwegatchie, purchaſed by him of the Indians at that place, during the late war, was read, and referred to Mr. Metcalfe, Mr. J. Barker and Mr. Cooley.

A petition of John Thurman, relative to a gore of land purchaſed by him, ſituate between the patents of Hyde and Dartmouth, was read, and referred to Mr. Prince, Mr. DeWitt and Mr. Cooley.

A petition of Chriſtina Hoofnagel, widow of Melcheor Hoofnagel, praying compenſation for her right of dower in the lands and tenements of which her ſaid huſband was ſeized, at the time of his attainder for adhering to the enemies of this ſtate; and the petitions of Ebenezer Willoughby and others, the preſent poſſeſſors of the ſaid lands, ſtating that ſuits have been commenced againſt them for the dower aforeſaid, and that the ſame are now pending in the Supreme Court of this ſtate, praying relief in the premiſes, were ſeverally read, and referred to the Attorney-General.

Mr. Little, from the ſelect committee to whom was committed the bill, entitled "An act *to authorize the raiſing of monies by tax in the city and county of New-York, for defraying the public expences*," reported that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Wood, from the committee to whom was referred the petition of Jacob Wilkins and others, grantees under New-York, praying compenſation for lands ceded to the ſtate of Vermont, reported, that there are no documents accompanying the petition, that there is no probability of their being furniſhed in time to be examined during the preſent ſeſſion of the Legiſlature; and that in the opinion of the committee, the petitioners ſhould have leave to withdraw their petition; which report was agreed to by the Houſe.

Mr. Verplanck, from the committee to whom was referred the petition of Benjamin Pelton and brothers, reported, that in the opinion of the committee the documents accompanying the petition will not authorize a report in their favor, and the facts therein ſtated muſt be familiar to the Attorney-General, they would therefore ſuggeſt the propriety of referring it to him, to report thereon to the Houſe; which report was agreed to by the Houſe. Thereupon,

Ordered, That the ſaid petition be referred to the Attorney-General.

Mr. Prince, from the committee to whom was referred the petition of William Moulton, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of William Moulton*," which was read the firſt time, and ordered a ſecond reading.

Mr. Bird, from the ſelect committee to whom was committed the bill, entitled "An act *to authorize the raiſing a further ſum of money to complete the gaol in the county of Renſſelaer*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. D. Ten Broeck, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *for the payment of certain officers of government, and other contingent expences*," which was read the firſt time, and ordered a ſecond reading.

Mr. Naſh, from the ſelect committee to whom was committed the bill, entitled "An act *for dividing Burlington into two towns*," reported that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Morton, from the ſelect committee to whom was committed the bill, entitled "An act *to amend an act, entitled* "*An act for the more effectual prevention of fires, and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned,*" reported, that the committee had gone through the bill, made amendments and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. John Smith, from the committee to whom was referred the petition of Elizabeth Low, reported againſt the prayer thereof; which report was agreed to by the Houſe.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Nicholas Aldridge and others*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read the third time, and paſſed.

Ordered, That Mr. Benton and Mr. Bill, deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

Mr. Metcalfe, from the committee of the whole Houſe, on the bill, entitled "An act *relative to certain Judges of the Supreme Court*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, and it is hereby enacted by the authority of the ſame, That from and after the arrival of the ſaid Robert Yates to the age of ſixty years, the Treaſurer of this ſtate ſhall, and he is hereby required to pay unto the ſaid Robert Yates, annually, in quarter yearly payments, during the pleaſure of the Legiſlature, the ſum of ſix hundred dollars.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Crane	Mr Landon	Mr Ryerſs	
Mr S. A. Barker	Mr Crawford	Mr Leland	Mr Savage	
Mr J. Barker	Mr DeWitt	Mr Leonard	Mr Sears	
Mr Benton	Mr Eaker	Mr Miller	Mr Joshua Smith	
Mr Bill	Mr Foote	Mr M'Clelland	Mr John Smith	
Mr Blanch	Mr Fort	Mr M'Niel	Mr Jacob Smith	
Mr Bockee	Mr Grey	Mr Moffatt	Mr Taylor	
Mr Brayton	Mr Gettman	Mr Morſe	Mr Thompſon	
Mr Bruyn	Mr Halſey	Mr Nash	Mr Vandevoort	
Mr Cade	Mr Hausbrook	Mr Oakley	Mr S. Veeder	
Mr John Carpenter	Mr Henry	Mr Oliver	Mr P. Veeder	
Mr Clark	Mr Holcomb	Mr Pearce	Mr Warner	
Mr Comſtock	Mr Hyde	Mr Pearſall	Mr Wheeler	54
Mr Cornwall	Mr Kiſsam			

For the Affirmative.

Mr Bird	Mr Griſwold	Mr Morton	Mr Tylee	
Mr Blanchard	Mr Hochſtraſser	Mr Ogden	Mr Tyler	
Mr Breeſe	Mr Hoffman	Mr Platt	Mr Verplanck	
Mr Brown	Mr Hogeboom	Mr Poſt	Mr Vosburgh	
Mr Burr	Mr Lamb	Mr Prince	Mr Will	
Mr Conyne	Mr Lanſing	Mr Rice	Mr Williamſon	
Mr Cooley	Mr Little	Mr Schuyler	Mr Wood	
Mr Coryell	Mr M'Kinſtry	Mr Speaker	Mr Youngs	35
Mr Davis	Mr M'Kown	Mr A. Ten Broeck		

Mr. Metcalfe reported further progreſs, and obtained leave to ſit again.

A meſſage from the Hon. the Senate, delivered by Mr. Thompſon and Mr. Ten Eyck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for the relief of the tenants of Peter Smith and others*," to which they requeſt the concurrence of this Houſe.

The ſaid bill, was read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Thompſon and Mr. Ten Eyck, was read, that the Senate do not concur in the reſolution of this Houſe directing the Comptroller to rent out the houſe and appurtenances now poſſeſſed by the Secretary of this ſtate, as entered on the Journals of this Houſe yeſterday.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Thompſon and Mr. Ten Eyck, was read, that the Senate do not concur in the reſolution of this Houſe, relative to the petition of Clemant Sadlier, as entered on the Journals of this Houſe yeſterday.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Thompſon and Mr. Ten Eyck, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the petition of Clement Sadlier, be referred to the Surveyor-General, and that he enquire into the facts ſtated in the ſaid petition, and cauſe ſuch ſurveys to be made as may be neceſſary for the purpoſe, and make report thereof to the Legiſlature with all convenient ſpeed, and that the Legiſlature will make proviſion for the payment of ſuch expences as ſhall be neceſſarily incurred in the premiſes.

Reſolved, That this Houſe do concur with the Hon. the Senate in the preceding reſolution.

Ordered, That Mr. Bill and Mr. Bird deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Thompſon and Mr. Ten Eyck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *for dividing the town of Franklin, in the county of Otſego, and for ſettling the boundary of certain other towns in the ſaid county*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *further to amend an act, entitled " An act for the partition of lands*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled " An act *for dividing the town of Franklin, in the county of Otſego, and for ſettling the boundary of certain other towns in the ſaid county*." The bill and amendments were read, one of the amendments was to the title, the altered title is, " An act *for dividing the town of Franklin, in the county of Delaware*," and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Blanch and Mr. Blanchard deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the bill, and have amended the ſame accordingly.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *ſupplementary to an act, entitled " An act to improve the navigation of Hudſon's river in the places therein mentioned*," reported, that the committee had gone through the bill and made an amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendment be engroſſed.

Mr. Griſwold, from the committee of the whole Houſe, on the bill, entitled " An act *for incorporating the Cayuga bridge company, in the county of Onondaga*," reported progreſs, and obtained leave to ſit again.

Mr. D. Ten Broeck, from the committee of the whole Houſe, on the bill, entitled " An act *for altering the times of holding the courts of general ſeſſions of the peace in and for the city and county of New-York, and altering one of the terms of the courts of common pleas and general ſeſſions of the peace in the county of Albany*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *to amend the act, entitled " An act making alterations in the criminal law of this ſtate, and for erecting ſtate-priſons*," reported, that in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, that every perſon who ſhall hereafter be duly convicted of the crime of *forgery, rape, burglary, arſon*, or of aiding, abetting, counſelling, procuring or aſſiſting the commiſſion of either of the felonies aforeſaid, ſhall ſuffer death for the ſame, and be hanged by the neck until he or ſhe ſhall be dead, any thing in the act, entitled " An

act *making alterations in the criminal law of this ſtate, and for erecting ſtate priſons*," to the contrary thereof in any wiſe notwithſtanding.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

Mr. Morton reported further progreſs, and obtained leave to ſit again.

The bill, entitled " An act *ſupplementary to an act, entitled " An act to improve the navigation of Hudſon's river in the places therein mentioned*," with the engroſſed amendment, was read a third time, and paſſed.

Ordered, That Mr. Bird and Mr. Blanch deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendment therewith delivered.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Wedneſday, ten o'clock A. M. *March 15th*, 1797.

The engroſſed bill, entitled " An act *to authoriſe the raiſing a further ſum of money to complete the gaol in the county of Renſſelaer*," and the engroſſed bill, entitled " An act *to authoriſe the raiſing of monies by tax in the city and county of New-York, for defraying the public expences*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Blanch and Mr. Blanchard deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *for the relief of the tenants of Peter Smith and others ;*" the bill, entitled " An act *for the payment of certain officers of government, and other contingent expences*," and the bill, entitled " An act *for the relief of William Moulton*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

A petition of Iſabella Norris, widow, one of the daughters of Andrew Moody, late of the city of New-York, praying a law authoriſing her or ſome other fit perſon, to diſpoſe of the real eſtate of her late father, in the manner and for the purpoſes directed by his laſt will and teſtament, was read, and referred to Mr. Little, Mr. Bill and Mr. Bockee.

A petition of John Bates and others, praying a grant of vacant lands, ſituated on the ſouth of the eaſt branch of the river Hudſon, was read, and referred to the Surveyor-General.

Mr. D. Ten Broeck, from the committee to whom was referred the petition of Mary Hanſen, with the report of the Attorney-General thereon, reported, that the moſt material facts ſtated in the ſaid petition, are not fully proven and ſubſtantiated to the ſatisfaction of the committee ; if the contrary had been the caſe, the committee would then have taken into conſideration the ſeveral matters, contained in the ſaid petition and report, and have reported thereon ; the committee are therefore of opinion, conſidering the importance of the caſe to the petitioner, that ſhe have leave to withdraw her ſaid petition.

Mr. Foote, from the ſelect committee to whom was committed the bill, entitled " An act *for the better extinguiſhing fires in the village of Newburgh, in the county of Ulſter*," reported, that the committee had gone through the ſaid bill and made amendments, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Foote, from the ſelect committee to whom was committed the bill, entitled " An act *for the better extinguiſhing fires in the town of Kingſton, in the county of Ulſter*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. M'Neil, from the ſelect committee to whom was committed the bill, entitled " An act *for dividing the town of Sangerfield, in the county of Herkimer*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. M'Neil, from the committee to whom was referred the petition of John Waterous and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *authoriſing John Waterous and others to erect a ſaw-mill at Oſwego-Falls*," which was read the firſt time, and ordered a ſecond reading.

Mr. M'Neil, from the ſelect committee to whom was committed the bill, entitled "An act *to aſcertain and alter the line of diviſion between the counties of Montgomery and Herkimer*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

A report of the commiſſioners of roads and bridges for the county of Richmond, was read, and is in the words following, viz.

We the commiſſioners for the county of Richmond, appointed for the purpoſe, by an act of the Legiſlature, do certify, that we have, purſuant to the ſaid act, drawn from the treaſury the ſum of eighty pounds; fifty pounds whereof has been by us expended on Richmond-hill, and the reſidue of the ſaid ſum on ſuch roads and bridges, within the ſaid county, as required repair.

JOHN BEDELL, }
SIMON SWAIN, } Commiſſioners.

A meſſage from the Hon. the Senate, delivered by Mr. Ten Eyck and Mr. Tillotſon, with the bill therein mentioned, was read, that the Senate have concurred in the amendment of this Houſe, to the bill, entitled "An act *ſupplementary to an act, entitled "An act to improve the navigation of Hudſon's river in the places therein mentioned*," and have amended the bill accordingly.

Ordered, That Mr. Blanchard and Mr. Bockee return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Ten Eyck and Mr. Tillotſon, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock-Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid company*," without amendment.

Ordered, That Mr. Bockee and Mr. Brayton deliver the bill to the Hon. the Council of Reviſion.

The Hon. the Senate returned, by Mr. Ten Eyck and Mr. Tillotſon, the bill, entitled "An act *to regulate highways*," and the bill, entitled "An act *to divide the county of Schohary into towns*."

Ordered, That Mr. Bockee and Mr. Brayton deliver the ſaid bills to the Hon. the Council of Reviſion.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to amend the act, entitled "An act for ſuppreſſing immorality*," reported, that in proceeding in the ſaid bill, Mr. Griſwold made a motion, that the bill ſhould be rejected; that debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Griſwold, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Foote	Mr M'Neil	Mr D. Ten Broeck
Mr Blanch	Mr Fort	Mr Moffatt	Mr Tylee
Mr Blanchard	Mr Grey	Mr Morſe	Mr Tyler
Mr Bockee	Mr Gettman	Mr Morton	Mr Vandevoort
Mr Breeſe	Mr Hausbrook	Mr Oakley	Mr Van Eps
Mr Brett	Mr Henry	Mr Ogden	Mr S. Veeder
Mr Brown	Mr Hochſtraſser	Mr Oliver	Mr P. Veeder
Mr Bruyn	Mr Hoffman	Mr Pearce	Mr Verplanck
Mr Burr	Mr Hyde	Mr Poſt	Mr Vosburgh
Mr Cade	Mr Lamb	Mr Prince	Mr Warner
Mr Chipman	Mr Landon	Mr Rice	Mr Wendell
Mr Clark	Mr Leland	Mr Savage	Mr Wheeler
Mr Comſtock	Mr Leonard	Mr Schuyler	Mr White
Mr Conyne	Mr Little	Mr Sears	Mr Will
Mr Cooley	Mr Metcalfe	Mr Joshua Smith	Mr Williamſon
Mr Crane	Mr Miller	Mr Speaker	Mr Wood
Mr Davis	Mr M'Clelland	Mr Taylor	Mr Youngs 69
Mr DeWitt			

For the Affirmative.

Mr J. Barker	Mr Crawford	Mr Kiſsam	Mr Ryerſs
Mr Benton	Mr Eaker	Mr M'Kinſtry	Mr John Smith
Mr Bird	Mr Griſwold	Mr M'Kown	Mr Jacob Smith
Mr Brayton	Mr Halſey	Mr Nash	Mr A. Ten Broeck
Mr Cornwall	Mr Hogeboom	Mr Pearſall	Mr Thompſon 23
Mr Coryell	Mr Holcomb	Mr Platt	

That in proceeding further in the ſaid bill, a clauſe thereof was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That it ſhall be the duty of the ſeveral towns, and of the ſeveral words in the reſpective cities in this ſtate, at their reſpective annual meetings for electing town

and city officers, to elect in their respective towns and wards, not less than nor more than persons, being freeholders, who shall be denominated Sabbath-day wardens.

That debates were had thereon, and the question being put, whether the committee did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Crane	Mr Metcalfe	Mr Taylor
Mr Blanch	Mr Davis	Mr Miller	Mr Tylee
Mr Blanchard	Mr Foote	Mr M'Clelland	Mr Tyler
Mr Bockee	Mr Fort	Mr M'Niel	Mr Van Eps
Mr Breese	Mr Grey	Mr Moffatt	Mr S. Veeder
Mr Brett	Mr Gertman	Mr Oakley	Mr Verplanck
Mr Brown	Mr Hausbrook	Mr Pearce	Mr Warner
Mr Bruyn	Mr Hochstrasser	Mr Platt	Mr Wendell
Mr Burr	Mr Hoffman	Mr Prince	Mr Wheeler
Mr Cade	Mr Hyde	Mr Rice	Mr White
Mr Clark	Mr Landon	Mr Savage	Mr Will
Mr Comstock	Mr Leland	Mr Schuyler	Mr Wood
Mr Cooley	Mr Leonard	Mr Speaker	Mr Youngs 52

For the Negative.

Mr J. Barker	Mr Crawford	Mr M'Kown	Mr John Smith
Mr Benton	Mr DeWitt	Mr Morse	Mr Jacob Smith
Mr Bill	Mr Eaker	Mr Morton	Mr A. Ten Broeck
Mr Bird	Mr Griswold	Mr Nash	Mr D. Ten Broeck
Mr Brayton	Mr Halsey	Mr Ogden	Mr Thompson
Mr Campbell	Mr Hogeboom	Mr Oliver	Mr Vandevoort
Mr John Carpenter	Mr Holcomb	Mr Pearsall	Mr P. Veeder
Mr Conyne	Mr Kissam	Mr Post	Mr Vosburgh
Mr Cornwall	Mr Little	Mr Sears	Mr Williamson 39
Mr Coryell	Mr M'Kinstry	Mr Joshua Smith	

That in proceeding further in the said bill, Mr. Hoffman made a motion, thatt eh committee should agree to reconsider the three first enacting clauses of the said bill, which was carried in the affirmative.

Thereupon the first enacting clause of the said bill was read, and is in the words following, viz.

Be it enacted by the people of the state of New-York, represented in Senate and Assembly, That every person who shall be hereafter lawfully convicted of any of the offences mentioned in the first section of the act, entitled "An act for suppressing immorality," shall, for every such offence instead of the sum of six shillings, forfeit and pay for the use therein mentioned, the sum of

That the question being put, whether the committee did agree to the said clause, it passed in the negative.

That the second enacting clause of the said bill was read, and is in the words following, viz.

And be it further enacted, That every person who shall be hereafter convicted of profane cursing or swearing, shall for every such offence, instead of the sum mentioned in the fourth section of the said act, forfeit and pay the sum of

That the question being put, whether the committee did agree to the said clause, it passed in the negative.

That the third enacting clause of the said bill was read, and is in the words following, viz.

And be it further enacted, That every person who shall hereafter be duly convicted of the offence of drunkenness, as mentioned in the seventh section of the said act, shall, instead of the forfeiture therein mentioned, forfeit and pay the sum of

That the question being put, whether the committee did agree thereto, it passed in the negative.

That in proceeding further in the said bill, Mr. D. Ten Broeck made a motion, that the bill should be rejected, and the question being put thereon, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr J. Barker	Mr Cornwall	Mr M'Kinstry	Mr John Smith
Mr Benton	Mr Coryell	Mr M'Kown	Mr Jacob Smith
Mr Bill	Mr Crawford	Mr Morse	Mr A. Ten Broeck
Mr Bird	Mr Davis	Mr Morton	Mr D. Ten Broeck
Mr Blanch	Mr DeWitt	Mr Nash	Mr Thompson
Mr Brayton	Mr Eaker	Mr Oakley	Mr Tylee
Mr Burr	Mr Griswold	Mr Ogden	Mr Vandevoort
Mr Cade	Mr Halsey	Mr Oliver	Mr P. Veeder
Mr Campbell	Mr Henry	Mr Pearsall	Mr Vosburgh
Mr John Carpenter	Mr Hogeboom	Mr Post	Mr Wheeler
Mr Chipman	Mr Holcomb	Mr Sears	Mr Williamson
Mr Conyne	Mr Kissam	Mr Joshua Smith	Mr Youngs 50
Mr Cooley	Mr Little		

For the Negative.

Mr Baldwin	Mr Fort	Mr Miller	Mr Speaker	
Mr Blanchard	Mr Grey	Mr M'Clelland	Mr Taylor	
Mr Bockee	Mr Gettman	Mr M'Neil	Mr Tyler	
Mr Breeſe	Mr Hausbrook	Mr Moffatt	Mr Van Eps	
Mr Brett	Mr Hochſtraſser	Mr Pearce	Mr S. Veeder	
Mr Brown	Mr Hoffman	Mr Platt	Mr Verplanck	
Mr Bruyn	Mr Hyde	Mr Prince	Mr Warner	
Mr Clark	Mr Landon	Mr Rice	Mr Wendell	
Mr Comſtock	Mr Leland	Mr Savage	Mr Will	
Mr Crane	Mr Leonard	Mr Schuyler	Mr Wood	42
Mr Foote	Mr Metcalfe			

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the bill be and is hereby rejected.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *to amend the act, entitled "An act making alterations in the criminal law of this ſtate, and for erecting ſtate-priſons,"* reported, that in proceeding in the ſaid bill, the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *more effectually to prevent the commiſſion of the crime of petit larceny*," reported, that after the ſaid bill had been gone through in committee, the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, in manner following, viz.

For the Affirmative.

Mr J. Barker	Mr Davis	Mr M'Clelland	Mr John Smith	
Mr Bill	Mr DeWitt	Mr M'Kown	Mr Taylor	
Mr Blanch	Mr Eaker	Mr M'Niel	Mr Vandevoort	
Mr Brayton	Mr Fort	Mr Moffatt	Mr Van Eps	
Mr Breeſe	Mr Gettman	Mr Naſh	Mr S. Veeder	
Mr Bruyn	Mr Halſey	Mr Oakley	Mr P. Veeder	
Mr Burr	Mr Hauſbrook	Mr Oliver	Mr Verplanck	
Mr Campbell	Mr Hogeboom	Mr Pearee	Mr Voſburgh	
Mr Clark	Mr Holcomb	Mr Pearſall	Mr Warner	
Mr Comſtock	Mr Kiſſam	Mr Rice	Mr Wendell	
Mr Conyne	Mr Landon	Mr Schuyler	Mr Williamſon	
Mr Cornwall	Mr Leland	Mr Sears	Mr Wood	51
Mr Coryell	Mr Metcalfe	Mr Joſhua Smith		

For the Negative.

Mr Baldwin	Mr Cade	Mr Hoffman	Mr Speaker	
Mr S. A. Barker	Mr Crawford	Mr Hyde	Mr A. Ten Broeck	
Mr Benton	Mr Grey	Mr Leonard	Mr D. Ten Broeck	
Mr Bird	Mr Griſwold	Mr Ogden	Mr Thompſon	
Mr Blanchard	Mr Henry	Mr Savage	Mr Wheeler	23
Mr Bockee	Mr Hochſtraſſer	Mr Jacob Smith		

Which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Thurſday, 10 o'clock A. M. March 16th, 1797.

The engroſſed bill, entitled "An act *to amend an act, entitled "An act for the more effectual prevention of fires and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned;*" the engroſſed bill, entitled "An act *for dividing the town of Sangerfield, in the county of Herkimer;*" the engroſſed bill, entitled "An act *to aſcertain and alter the line of diviſion between the counties of Montgomery and Herkimer;*" the engroſſed bill, entitled "An act *to divide the town of Burlington, in the county of Otſego, into two towns*," and the engroſſed bill, entitled "An act *further to amend an act, entitled "An act for the partition of lands*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Bockee and Mr. Brayton deliver the five laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *authoriſing John Waterous and others to erect a ſaw-mill at Oſwego-Falls*," and the bill, entitled "An act *to amend the act for regulating elections*," were reſpectively read the ſecond time, and committed to a committee of the whole Houſe.

Mr. Ryers, from the committee to whom was referred the petition of James Laugh-

lin, reported, that there are no vouchers accompanying the petition, to ſubſtantiate the claim; they are therefore of opinion, that the prayer thereof ought not to be granted, and that the petioner have leave to withdraw his petition; which report was agreed to by the Houſe.

Mr. Metcalfe, from the committee to whom was referred the petition of John G. Mayer and others, inhabitants of the town of Canajoharie, in the county of Motgomery, praying for a diviſion of ſaid town, reported, that whereas it does not appear to the committee that the ſtipulations of the laſt ſection of the act, paſſed the 12th of March, 1793, entitled "An act *to divide the towns therein mentioned*," have been complied with, therefore, the committee are of opinion, that it would be inexpedient to grant the prayer of ſaid petition at preſent, and that the petitioners have leave to withdraw their petition.

Mr. Voſburgh, from the committee to whom was referred the petition of Patrick M'Fall and others, reported, that the committee have found by enquiry of the Surveyor-General, that the lands prayed for by the petitioners are vacant and unappropriated, they are therefore of opinion, that the prayer of the petitioners ought to be granted.

Ordered, That the ſaid petition and report be committed to a committee of the whole Houſe, when on the bill, entitled "An act *authorizing the commiſſioners of the land office to grant letters patent for the lands therein mentioned to Martin Tice and Daniel Cahill.*"

Mr. S. A. Barker, from the committee of the whole houſe, on the bill, entitled "An act *concerning the aſſeſſment and levying of taxes*," reported the proceedings of the committee to have been as follows, viz.

That in proceeding in the ſaid bill, the firſt enacting clauſe thereof was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That all future taxes whatever, to be aſſeſſed on real eſtates, in any part of this ſtate, ſhall be aſſeſſed, not on the value of any ſuch eſtate, but on the actual annual rent or income thereof, at the time of ſuch aſſeſſment, that is to ſay, if a houſe or farm, of whatever value, is inhabited or uſed by the proprietor and not rented, then the aſſeſſors ſhall aſſeſs ſuch houſe or farm at the ſum for which, in their judgment, ſuch houſe or farm would actually rent for a year.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

That Mr. Wood made a motion, that the committee ſhould adopt as a ſubſtitute to the bill laſt mentioned, a bill, entitled "An act *making alterations in the act, entitled "An act for defraying the public and neceſſary charges in the reſpective counties of this ſtate, paſſed 7th March* 1788," the firſt enacting clauſe, whereof was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That all taxes hereafter to be aſſeſſed in this ſtate, ſhall be aſſeſſed in the following manner, that is to ſay—Every furnace, forge, bloomery and ſlitting-mill; every griſt-mill, ſaw-mill, and every other kind of mill worked by wind or water; every tanyard, diſtillery, brewery, malt-houſe, ſugar-houſe, bake-houſe, and every other mechanic or manufacturing houſe, ſhall be aſſeſſed at the rate of cents on every dollars of neat annual profit, to be aſcertained by the aſſeſſors according to the beſt of their judgment, or from the oath or affirmation of the owner or occupant of each houſe or manufactory reſpectively; all houſes in the cities of New-York, Albany and Hudſon, and all houſes in other parts of this ſtate, with which not more than three acres of land ſhall be connected, ſhall be aſſeſſed at the rate of cents for every dollars of their actual rents; all wharves, docks and ferries, ſhall be aſſeſſed at the rate of cents for every dollars of neat income or profit, to be aſcertained as in the caſe of mills; all veſſels with decks, employed in inland navigation, ſhall be aſſeſſed at the rate of per ton; all cultivated farms ſhall be aſſeſſed according to their produce, agreeable to the following enumeration—every horſe or mule above a year old cents; every neat or horned beaſt above a year old cents; every ſwine above a year old cents; every ſheep above a year old cents; every acre of wheat, barley or peaſe, in the ground cents; every acre of rye or Indian corn in the ground cents; every acre of oats in the ground cents; every ton of hay ſold or carried off the farm to market cents; all perſonal eſtates (all veſſels, all implements of huſbandry, and of any mechanic art or trade, all ſheep, ſwine, cattle, horſes, beef, pork and grain of any kind, and rent iſſuing out of tenanted land excepted) ſhall be eſtimated by the aſſeſſors according to the beſt of their knowledge and judgment, or according to the oath or affirmation of the party as above mentioned, and ſhall be aſſeſſed at

the rate of cents for every dollars or the amount of a year's intereſt, calculated at ſeven per cent. upon the amount ſo eſtimated as aforeſaid.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative.

Mr. Barker reported further progreſs, and obtained leave to ſit again.

A meſſage from the Hon. the Senate, delivered by Mr. Tillotſon and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to ſettle diſputes concerning the titles to lands in the county of Onondaga*," with the amendments therewith delivered.

The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Brett and Mr. Brown deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Tillotſon and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*," with the amendments therewith delivered.

The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Brett and Mr. Brown deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Tillotſon and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate do not concur with this Houſe in the firſt amendment, and do concur in the other amendment to the bill, entitled "An act *ſupplementary to an act, entitled "An act for the relief of the Indians reſiding in New-Stockbridge and Brothertown*."

The Houſe proceeded to the reconſideration of the ſaid amendments; debates were had thereon, and the queſtion being put, whether the Houſe did recede from the ſaid amendment, it was carried in the affirmative. Thereupon,

Reſolved, That this Houſe do recede from their ſaid amendment, which was not concurred in by the Hon. the Senate.

Ordered, That Mr. Brett and Mr. Brown deliver the bill, amendments and a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. Van Schoonhoven and Mr. Watſon, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe, to the bill, entitled "An act *for altering the times of holding the court of general ſeſſions of the peace in and for the county of New-York, and for altering one of the terms of the courts of common pleas and general ſeſſions of the peace in the county of Albany*," and have amended the ſame accordingly.

Ordered, That Mr. Brett and Mr. Brown return the bill to the Hon. the Senate.

The Hon. the Senate returned, by Mr. Van Schoonhoven and Mr. Watſon, the bill, entitled "An act *for dividing the town of Franklin, in the county of Delaware*."

Ordered, That Mr. Brett and Mr. Brown deliver the bill to the Hon. the Council of Reviſion.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Friday, ten o'clock A. M. *March* 17*th*, 1797.

The engroſſed bill, entitled "An act *for the better extinguiſhing of fires in the village of Newburgh, in the county of Ulſter*," and the engroſſed bill, entitled "An act *for the better extinguiſhing of fires in the town of Kingſton, in the county of Ulſter*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Brown and Mr. Bruyn deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *to amend an act, entitled "An act to incorporate the ſtockholders of the bank of Albany*," was read the ſecond time, and committed to a committee of the whole Houſe.

The Surveyor-General, to whom was referred the petition of John Bates and others reported, that there is a conſiderable tract of vacant lands, at the place where the petitioners ſay they have their poſſeſſions.

Ordered, That the ſaid report and petition be referred to Mr. Savage, Mr. Hogeboom and Mr. Youngs.

Mr. Savage, from the committee to whom was referred the petition of Edmund Wells and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *to prevent the ſpreading of the ſmall-pox*," which was read the firſt time, and ordered a ſecond reading.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Ebenezer Mott*," reported, that the committee had made ſome progreſs in the bill, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read.

Therupon, *Ordered*, That the ſaid bill, together with the petition and papers accompanying the ſame, be referred to the Comptroller of this ſtate.

A petition of Henry Merſelis, praying compenſation for his ſervices during the late war in ſundry capacities, was read, and referred to the Comptroller, to report thereon at the next ſeſſion of the Legiſlature.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Lemuel Winchell*," reported, that the firſt enacting clauſe was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, that it ſhall and may be lawful for the Treaſurer of this ſtate, to pay Lemuel Winchell, the ſum of dollars, out of any monies in the treaſury, not otherwiſe appropriated; it being in full of the ſum by him expended, in building a bridge over the Marbletown-creek at Tangore, in Ulſter county, excluſive of the money raiſed by ſubſcription for that purpoſe.

That debates were had thereon, and the queſtion being put whether the committee did agree thereto, it paſſed in the negative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of James Jordan*," reported, that the committee had gone through the bill, made amendments, added clauſes, filled up the blanks and altered the title, that the altered title is, " An act *for the relief of James Jordan and others*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Watſon and Mr. Vail, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Watſon and Mr. Vail, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That David Jennings, Joſeph Jones and others, in the town of Cornwall, in Orange county, proprietors of certain ſwamps and bog meadows in ſaid town, have leave to preſent to either Houſe of the Legiſlature at their next ſeſſion, a bill to compel the proprietors of the ſaid ſwamps and bog meadows, to contribute towards the draining thereof; provided the ſaid petitioners cauſe a copy of this reſolution, together with the ſubſtance of their petition, to be previouſly publiſhed for four weeks ſucceſſively in the public newſpaper printed by the Printer for this ſtate, and in the newſpaper printed in the town of Goſhen, to the end, that any perſon who may conceive their intereſt affected thereby, may appear at the bar of either Houſe of the Legiſlature, and ſhew cauſe (if any they have) againſt the paſſing of ſuch bill.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Burr and Mr. Cade deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. White and Mr. Arndt, with the bill therein mentioned, was read, that the Senate have amended the bill, entitled " An act *ſupplementary to the act, entitled " An act for the relief of the Indians reſiding in New-Stockbridge and Brothertown*," agreeable to the amendments of this Houſe, which were concurred in by the Hon. the Senate.

Ordered, That Mr. Cade and Mr. Campbell return the bill to the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Benſon, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for dividing the county of Schoharie into towns;*" the bill, entitled "An act *providing a mean for procuring a ſum to the Weſtern Inland Lock Navigation Company, to enable them more effectually and ſpeedily to proſecute the improvements in the ſaid navigation,*" and the bill, entitled "An act *for dividing the town of Franklin, in the county of Delaware,*" ſhould ſeverally become laws of this ſtate.

Mr. Metcalfe, from the committee of the whole Houſe, on the bill, entitled "An act *for the further relief of John Bailey,*" reported, that the enacting clauſe of the ſaid bill was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, That the commiſſioners of the land-office be and they are hereby authoriſed and required to cauſe letters patent, to be iſſued to the ſaid John Bailey, for the lands ſpecified in the ſaid act, notwithſtanding ſuch conveyances ſhall not be produced by him, provided ſuch letters patent ſo to be iſſued, ſhall not be deemed in any reſpect to operate as a warranty from the people of this ſtate to the ſaid John Bailey, for the lands in the ſaid letters patent deſcribed, but are intended and ſhall be taken to be merely a quit-claim from the people of this ſtate, to the ſaid John Bailey, of all their right and title to the land therein mentioned and contained.

That debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *authoriſing the commiſſioners of the land-office to grant letters patent for the lands therein mentioned to Martin Tice and Daniel Cahill,*" reported, that after the bill had been read in committee, a motion was made, that the bill ſhould be rejected, and the queſtion being put thereon, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the bill be and is hereby rejected.

Ordered, That the bill, entitled "An act *for the relief of John Porteous and Alexander Ellice,*" together with their petition, be committed to a ſelect committee, conſiſting of Mr. Hoffman, Mr. Griſwold and Mr. Morton.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Saturday, ten o'clock A. M. *March* 18*th*, 1797.

The engroſſed bill, entitled "An act *to eſtabliſh a juriſdiction line between the county of Saratoga and the town of Schenectady, and to repeal the act therein mentioned,*" and the engroſſed bill, entitled "An act *for the relief of James Jordan and others,*" were ſeverally read the third time, and paſſed.

The engroſſed bill, entitled "An act *more effectually to prevent the commiſſion of the offence of petit larceny,*" was read the third time. Mr. Speaker put the queſtion, whether the bill ſhould paſs, and it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr J. Barker	Mr DeWitt	Mr M'Clelland	Mr Joſhua Smith
Mr Bill	Mr Eaker	Mr M'Kown	Mr John Smith
Mr Blanch	Mr Fort	Mr Moffatt	Mr Tyler
Mr Bruyn	Mr Gettman	Mr Morſe	Mr Vandevoort
Mr Burr	Mr Halſey	Mr Naſh	Mr Van Eps
Mr Campbell	Mr Hauſbrook	Mr Oakley	Mr S. Veeder
Mr John Carpenter	Mr Henry	Mr Oliver	Mr Verplanck
Mr Comſtock	Mr Hogeboom	Mr Pearſall	Mr Voſburgh
Mr Conyne	Mr Kiſſam	Mr Rice	Mr Warner
Mr Cornwall	Mr Landon	Mr Ryerſs	Mr Wendell
Mr Coryell	Mr Metcalfe	Mr Schuyler	Mr Williamſon
Mr Crane	Mr Miller	Mr Sears	Mr Wood 49
Mr Davis			

For the Negative.

Mr Baldwin	Mr Crawford	Mr Little	Mr Savage
Mr S. A. Barker	Mr Foote	Mr Maſon	Mr Jacob Smith
Mr Benton	Mr Grey	Mr M'Niel	Mr A. Ten Broeck
Mr Bird	Mr Griſwold	Mr Morton	Mr D. Ten Broeck
Mr Bockee	Mr Hochſtraſſer	Mr Ogden	Mr Thompſon
Mr Brett	Mr Hoffman	Mr Pearce	Mr Tylee
Mr Brown	Mr Holcomb	Mr Platt	Mr Wheeler
Mr Cade	Mr Hyde	Mr Poſt	Mr Will
Mr Chipman	Mr Lamb	Mr Prince	Mr Youngs
Mr Cooley			37

Ordered, That Mr. Campbell and Mr. John Carpenter deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county*," and the bill, entitled "An act *to prevent the ſpreading of the ſmall-pox*," were reſpectively read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Elizabeth M'Bride, praying that the Legiſlature will grant her a tract of land of one mile ſquare, at the confluence of Wood and Canada-creeks, heretofore leaſed to her late huſband by the Oneida tribe of Indians, was read, and referred to Mr. M'Kown, Mr. Hyde and Mr. Tyler.

Mr. Morton, from the committee appointed to inſpect what laws have expired or are near expiring, and from time to time to report which of them they judge neceſſary to be revived or continued, and likewiſe what new laws they ſhall conceive neceſſary to be made for the benefit of this ſtate, reported a bill, entitled "An act *ſupplementary to an act, entitled "An act to amend an act for the better levying and accounting for fines, forfeitures, iſſues, amerceaments and debts due to the people of this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Mr. A. Ten Broeck, from the ſelect committee, to whom was referred the report of the committee on the petition of the inhabitants of the twenty towns, in the counties of Herkimer and Tioga, reported, and obtained leave to bring in a bill, entitled "An act *compenſating the twenty townſhips for ſchool and goſpel lots*," which was read the firſt time, and ordered a ſecond reading.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

I have the honor of laying before you, a letter dated the 13th inſt. from the chairman of the commiſſioners for building a ſtate-priſon in the city of New-York, ſtating what they conceive will be the expence of finiſhing it.

Albany, 18*th March*, 1797. JOHN JAY.

The ſaid letter is in the words following, viz.

To his Excellency JOHN JAY, Eſq. Governor of the ſtate of New-York.

SIR,

It having been ſuggeſted to the commiſſioners for building the ſtate-priſon, that the Legiſlature has for the preſent only in view the completion of the main building, and that ſeveral of the Members were deſirous of knowing the probable coſt; I am deſired to acquaint your Excellency for their information, that the commiſſioners have conferred with the builders on this ſubject, and according to ſuch eſtimate as can now be made, it is concluded, that in addition to what has already been appropriated by law for the ſame, the ſum of twenty thouſand pounds will be requiſite for this purpoſe; but at the ſame time the commiſſioners think themſelves in duty bound to repreſent, that it is as well their opinion as of the builders, that combining utility, œconomy and uniformity, it would be moſt adviſable to carry the whole deſigns into full execution; the coſts of which is eſtimated at the farther ſum of twenty thouſand pounds, and that the erection of brick walls fourteen feet in height, ſo as to encloſe the whole grounds, will require five thouſand pounds—theſe ſums, upon a liberal computation, will it is ſuppoſed be amply ſufficient to carry the deſign into full effect—The commiſſioners take the liberty to repreſent, that from the ſeveral criminal convictions which have already taken place and the probability of others; from the inſufficiency of the preſent priſons, and the utter impractability of carrying into execution, until theſe buildings are erected, the benevolent intentions of our humane Legiſlators, the completion of the ſame appears in the opinion of the board of commiſſioners to be indiſpenſable.

By the Board, JOHN WATTS, Chairman.

New-York, 13*th March*, 1797.

Mr. S. A. Barker, from the ſelect committee to whom was committed the bill, entitled "An act *for the relief of William W. Thompſon*," reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Griſwold, from the ſelect committee to whom was committed the bill, entitled

"An act *for the relief of John Porteous and Alexander Ellice*," reported, that the committee had gone through the bill, made amendments and added clauſes, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read; Thereupon,

Ordered, That the ſaid bill be recommitted to a committee of the whole Houſe.

Mr. Youngs, from the committee to whom was referred the petition of Henry Ten Eyck, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Henry Ten Eyck*," which was read the firſt time, and ordered a ſecond reading.

Mr. Bird, purſuant to notice by him for that purpoſe heretofere given, moved for and obtained leave to bring in a bill, entitled "An act *to amend an act, entitled "An act concerning the Supreme Court*," which was read the firſt time, and ordered a ſecond reading.

Two ſeveral meſſages from the Hon. the Senate, delivered by Mr. Bronk and Mr. Cantine, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled "An act *for electing Repreſentatives for this ſtate in the Houſe of Repreſentatives of the Congreſs of the United States of America*," and the bill, entitled "An act *for the relief of John B. Coles*," to which they requeſt the concurrence of this Houſe.

The ſaid bills were read the firſt time, and ordered a ſecond reading.

Mr. Baldwin, from the ſelect committee to whom was committed the bill, entitled "An act *for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Whereas by the fifth ſection of an act paſſed the 10th of April, 1792, certain ſums of money were directed to be paid to certain commiſſioners, to be applied towards erecting bridges and repairing roads within this ſtate; and whereas no documents have been received from the aforeſaid commiſſioners, except from thoſe of the Weſtern and Middle diſtricts, and from the county of Richmond: Therefore,

Reſolved (if the Hon. the Senate concur herein) That the Comptroller of this ſtate be directed to write to the ſeveral commiſſioners, appointed for the above purpoſes in the act aforeſaid, and who have not accounted, and require them forthwith to report to him an exact ſtatement of the application of the ſums of money with which they were entruſted, for the purpoſes aforeſaid; and that he ſhall lay the ſame before the Legiſlature, at their next ſeſſion.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county*," reported, that the committee had gone through the bill, added a clauſe and altered the title, that the altered title is, "An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county, and for other purpoſes therein mentioned*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Mr. Griſwold, from the committee of the whole Houſe, on the bill, entitled "An act *for incorporating the Cayuga bridge company*," reported, that the committee had gone through the bill, made amendments and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table; where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

The Hon. the Senate returned, by Mr. Cantine and Mr. Clark, the bill, entitled "An act *to ſettle diſputes concerning the titles to lands in the county of Onondaga*," and the bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*."

Ordered, That Mr. Chipman and Mr. Clark deliver the bills to the Hon. the Council of Reviſion.

Mr. Verplanck, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate the practice of phyſic and ſurgery in this ſtate*," reported progreſs, and obtained leave to ſit again.

The bill, entitled " An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county*," with the engroſſed amendments, was read a third time, and paſſed.

Ordered, That Mr. John Carpenter and Mr. Chipman deliver the bill with the amendments to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *to regulate the return, impannelling and compenſation of jurors for the trial of iſſues*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until ten o'clock on Monday morning next.

Monday, ten o'clock A. M. *March 20th*, 1797.

GULIAN VERPLANCK, Eſq. Speaker of this Houſe, having obtained leave of abſence for the remainder of the ſeſſion, the Houſe proceeded to chooſe by ballot a SPEAKER.

The ballots being taken and counted, it appeared that DIRCK TEN BROECK was duly elected. Thereupon,

Reſolved, That DIRCK TEN BROECK, Eſq. be, and he is hereby appointed SPEAKER to this Houſe, for the remainder of the preſent ſeſſion, in the room of Gulian Verplanck, Eſq. who has obtained leave of abſence; and he was placed in the chair accordingly.

The engroſſed bill, entitled " An act *for the relief of William W. Thompſon*;" the engroſſed bill, entitled " An act *for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes*," and the engroſſed bill, entitled " An act *to incorporate the Cayuga bridge company*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Chipman and Mr. Clark deliver the three laſt mentioned bills to the Hon. the Senate and requeſt their concurrence.

The bill, entitled " An act *for the relief of John B. Coles*;" the bill, entitled " An act *for electing Repreſentatives for this ſtate in the Houſe of Repreſentatives of the Congreſs of the United States of America*;" the bill, entitled " An act *to amend an act, entitled " An act concerning the ſupreme court*;" the bill, entitled " An act *for the relief of Henry Ten Eyck*;" the bill, entitled " An act *ſupplementary to an act, entitled " An act to amend an act for the better levying and accounting for fines, forfeitures, iſſues, amerciaments and debts due to the people of this ſtate*," and the bill, entitled " An act *compenſating the twenty townſhips for ſchool and goſpel lots*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

Mr. Savage, from the committee to whom was referred the petition of John Bates and others, with the report of the Surveyor-General thereon, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *for the relief of John Bates and others*," which was read the firſt time, and ordered a ſecond reading.

A petition of Robert Law and others, inhabitants of the county of Waſhington, praying a law prohibiting the inoculating of the ſmall-pox near public roads, was read, and committed to a committee of the whole Houſe, on the bill, entitled " An act *to prevent the ſpreading of the ſmall-pox*."

Purſuant to the order of the day, the Houſe proceeded to ballot for ſix perſons, as a committee on the part of this Houſe, to meet a committee to be appointed by the Hon. the Senate, at the office of the Secretary of this ſtate, in purſuance of the ſtatute, entitled " An act *for regulating elections*."

The ballots being taken and counted, it appeared that Ebenezer Foote, Caleb Benton, Gaylord Griſwold, Abraham C. Ten Broeck, Jacob Morton and Lewis Ryerſs, were duly elected. Thereupon,

Reſolved, That Ebenezer Foote, Caleb Benton, Gaylord Griſwold, Abraham C. Ten Broeck, Jacob Morton and Lewis Ryerſs, be and they are hereby appointed a committee, on the part of the Aſſembly, to meet a committee to be appointed on the part of the Senate, at the office of the Secretary of this ſtate, in purſuance of the ſtatute, entled " An act *for regulating elections*."

Ordered, That Mr. Chipman and Mr. Clark deliver a copy of the preceding reſolution to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Clark and Mr. Coe, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the commiſſioners appointed by his Excellency the Governor, to examine the claims of the Stockbridge tribe of

Indians to lands within this ſtate, take order for liquidating and diſcharging the accounts againſt ſuch Stockbridge Indians, for their ſubſiſtence in this city, who have attended on the Legiſlature on the buſineſs of their ſaid tribe, and for paying them a ſum, not exceeding twenty dollars, to enable them to return home.

Reſolved, That this Houſe do concur with the Hon. the Senate in their ſaid reſolution.

Ordered, That Mr. Clark and Mr. Conyne deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, was read, that the Senate have concurred in the reſolution of this Houſe, giving liberty to John Emans, Andrew Copſey, Andrew Van Tuyl and others, to preſent a bill at the next ſeſſion, on certain conditions, as entered on the Journals of this Houſe, on the 10th inſtant.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe, to the bill, entitled "An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county, and for other purpoſes therein mentioned*," and have amended the ſame accordingly.

Ordered, That Mr. Conyne and Mr. Cooley return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for dividing the town of Sangerfield, in the county of Herkimer*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for dividing the town of Schuyler, in the county of Herkimer*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Clark and Mr. Coe, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *limiting the period of bringing claims and proſecutions againſt forfeited eſtates*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

Mr. Verplanck, from the committee of the whole Houſe, on the bill, entitled "An act *to regulate the practice of phyſic and ſurgery in this ſtate*," reported the proceedings of the committee to have been as follows, viz.

That in proceeding in the ſaid bill, a clauſe thereof was read, and is in the words following, viz.

And whereas upon ſudden emergency, it may be neceſſary to apply for aid, from perſons not qualified to practice phyſic or ſurgery in conformity to this act; Therefore,

Be it further enacted, that in every ſuch caſe it ſhall and may be lawful for any perſons, not authoriſed by this act to practice phyſic or ſurgery, to adminiſter medicine and to perform ſurgical operations, but ſhall not aſk, demand or recover any compenſation therefor.

That Mr. Comſtock made a motion, to expunge the following words from the ſaid clauſe, "*but ſhall not aſk, demand or recover any compenſation therefor.*"

That debates were had thereon, and the queſtion being put, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Foote	Mr Metcalfe	Mr Speaker
Mr S. A. Barker	Mr Griſwold	Mr Miller	Mr A. Ten Broeck
Mr Benton	Mr Halſey	Mr M'Kinſtry	Mr Tylee
Mr Bird	Mr Hochſtraſſer	Mr M'Kown	Mr Tyler
Mr Blanch	Mr Hogeboom	Mr Morton	Mr Van Eps
Mr Breeſe	Mr Holcomb	Mr Oliver	Mr S. Veeder
Mr Brett	Mr Kiſſam	Mr Poſt	Mr Wendell
Mr Brown	Mr Lamb	Mr Ryerſs	Mr Wheeler
Mr Campbell	Mr Landon	Mr Savage	Mr White
Mr Coryell	Mr Leland	Mr Sears	Mr Will
Mr Crane	Mr Little	Mr Joſhua Smith	Mr Wood
Mr Davis	Mr Maſon		

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For the Affirmative.

Mr J. Barker	Mr Cooley	Mr Hyde	Mr Schuyler
Mr Bockee	Mr Crawford	Mr Leonard	Mr John Smith
Mr Brayton	Mr DeWitt	Mr M'Clelland	Mr Jacob Smith
Mr Bruyn	Mr Eaker	Mr Morſe	Mr Taylor
Mr Burr	Mr Fort	Mr Oakley	Mr Thompſon
Mr Cade	Mr Grey	Mr Pearce	Mr Vandevoort
Mr John Carpenter	Mr Gettman	Mr Pearſall	Mr Warner
Mr Clark	Mr Hauſbrook	Mr Rice	Mr Youngs 33
Mr Comſtock			

Mr. Verplanck further reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Tueſday, ten o'clock A. M. *March 21ſt*, 1797.

The bill, entitled "An act *for the relief of John Bates and others*," was read the ſecond time, and committed to a committee of the whole Houſe.

A petition of Aſahel Strong and Joſeph Beach, and a petition of Philo Strong and Eraſtus Strong, praying grants of vacant lands in the county of Clinton, were ſeverally read, and referred to the Surveyor-General.

Mr. Griſwold, from the committee to whom was referred the petition of Daniel M'Daniel, reported againſt the prayer thereof; which report was agreed to by the Houſe.

Ordered, That Mr. Foote be added to the committee to whom was committed the bill, entitled "An act *to enable certain perſons therein mentioned to purchaſe and hold real eſtates within this ſtate*," in the place of Mr. D. Ten Broeck, who was chairman thereof, and ſince choſen Speaker.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for dividing the town of Sangerfield, in the county of Herkimer*." The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cooley and Mr. Cornwall deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for dividing the town of Schuyler, in the county of Herkimer*." The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cooley and Mr. Cornwall deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the ſaid bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *limiting the period of bringing claims and proſecutions againſt forfeited eſtates*." The bill and amendments were read, and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cooley and Mr. Cornwall deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of John Porteous and Alexander Ellice*," reported, that the committee had gone through the bill, made amendments, and added a clauſe, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *ſupplementary to the act, entitled "An act to amend an act, entitled "An act for the better levying and accounting for fines, forfeitures, iſſues, amerciaments and debts due to the people of this ſtate*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. Maſon, from the committee of the whole Houſe, on the bill, entitled "An act *to amend an act, entitled "An act to incorporate the ſtockholders of the bank of Albany*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Coe and Mr. Dietz, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to provide for the payment of the annuities to the Indians ſtipulated to be paid by this ſtate*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *to encourage the manufacturing of ſalt-petre and gun-powder in this ſtate*," reported, that the committee had gone through the bill, made amendments and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Chief Juſtice Yates, was read, that it does not appear improper to the Council, that the bill, entitled "An act *to regulate highways*," ſhould become a law of this ſtate.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *relative to the ſalt-ſprings in the county of Onondaga*," reported progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Wedneſday, ten o'clock A. M. *March 22d*, 1797.

The engroſſed bill, entitled "An act *to amend an act, entitled "An act to incorporate the ſtockholders of the bank of Albany*;" the engroſſed bill, entitled "*An act for the relief of John Porteous and Alexander Ellice*," and the engroſſed bill, entitled "An act *ſupplementary to an act, entitled "An act to amend an act, entitled "An act for the better levying and accounting for fines, forfeitures, iſſues, amerciaments and debts due to the people of this ſtate*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Cooley and Mr. Cornwall deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *to provide for the payment of the annuities to the Indians ſtipulated to be paid by this ſtate*," was read a ſecond time, and committed to a committee of the whole Houſe.

Mr. Bruyn, from the committee to whom was referred the petition of Stephen Oakley, reported, that from the documents accompanying ſaid petition, the facts therein ſtated appear to be true, yet as no laws or reſolutions of this ſtate have or do exiſt, to entitle the claim of any perſon to bounty lands in ſimilar caſes, the committee are therefore of opinion, that it would be improper to grant the prayer of the petitioner; which report was agreed to by the Houſe.

Reſolved (if the Hon. the Senate concur herein) That the Secretary of this ſtate be and he is hereby directed, forthwith to cauſe three hundred copies of the act, entitled "An act *to regulate highways*," to be printed; to the end, that they may be diſtributed among the towns in the reſpective counties made ſubject to the aforeſaid act, previous to their annual town-meeting.

Ordered, That Mr. Cooley and Mr. Cornwall deliver a copy of the preceding reſolution to the Hon. the Senate, and requeſt their concurrence.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

I have the honor of laying before you a reſolution of the Regents of the Univerſity, of the 20th inſtant, together with the petition from Columbia College, which is mentioned in it.

JOHN JAY.

Albany, 22d March, 1797.

Ordered, That the ſaid meſſage and papers accompanying the ſame be referred to a committee, conſiſting of Mr. Hoffman, Mr. Bill and Mr. Ten Broeck.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Frey and Mr. Gold, was read, that the Senate have concurred in the reſolution of this Houſe, as entered on

the Journals this day, relative to the printing forthwith the act, entitled "An act *to regulate highways.*"

Four ſeveral meſſages from the Hon. the Senate, alſo delivered by Mr. Frey and Mr. Gold, with the bills therein reſpectively mentioned, were read, that the Senate have paſſed the bill, entitled "An act *to divide the town of Burlington, in the county of Otſego, into two towns;*" the bill, entitled "An act *for raiſing money to pay for completing and repairing the bridge over the Roſendall-kill, in the county of Ulſter;*" the bill, entitled "An act *for the better extinguiſhing of fires in the town of Kingſton, in the county of Ulſter,*" and the bill, entitled "An act *for the better extinguiſhing of fires in the village of Newburgh, in the county of Ulſter,*" with the amendments therewith reſpectively delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed.

The Hon. the Senate returned by Mr. Frey and Mr. Gold, the bill, entitled "An act *for dividing the town of Sangerfield, in the county of Herkimer;*" the bill entitled "An act *for dividing the town of Schuyler, in the county of Herkimer,*" and the bill, entitled "An act *limiting the period for bringing claims and proſecutions againſt forfeited eſtates.*"

Ordered, That Mr. Cornwall and Mr. Crane deliver the ſaid bills to the Hon. the Council of Reviſion.

Mr. Hoffman, from the committee of the whole Houſe, on the bill, entitled "An act *for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady,*" reported progreſs, and obtained leave to ſit again.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *to divide the town of Burlington, in the county of Otſego into two towns.*" The bill and amendments were read, one of the amendments was to add to the title "*and to aſcertain the boundaries of the towns therein mentioned,*" and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cornwall and Mr. Crane deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendments to the bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for raiſing money to pay for completing and repairing the bridge over the Roſendall-kill, in the county of Ulſter.*" The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cornwall and Mr. Crane deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for the better extinguiſhing of fires in the town of Kingſton, in the county of Ulſter.*" The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cornwall and Mr. Crane deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for the better extinguiſhing of fires in the village of Newburgh, in the county of Ulſter.*" The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Cornwall and Mr. Crane deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *to incorporate a place called New-Peterſburgh,*" reported, that in proceeding in the ſaid bill, a motion was made that the bill be rejected; that debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table where it was again read, and agreed to by the Houſe.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Thurſday, 10 *o'clock A. M. March* 23*d*, 1797.

A petition of Walter Dubois and others, heirs and creditors of Peter Dubois, late of Ulſter county, relative to a part of the real eſtate of the ſaid Peter Dubois, was read, and referred to the Attorney-General.

Mr. Brown, from the committee to whom was referred, the petition of Edward Johnſon, reported, that the petitioner does not come within the reſolutions of the Legiſlature for granting lands to the ſoldiery of this ſtate, they are therefore of opinion, that the prayer of the petitioner ought not to be granted; which report was agreed to by the Houſe.

Mr. Little, from the committee to whom was referred, the petition of James Dunlap, reported, in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of James Dunlap*," which was read the firſt time, and ordered a ſecond reading.

Mr. Chipman, from the committee to whom was referred the petition of Annanias Platt and others, reported againſt the prayer thereof; which report was agreed to by the Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. Gold and Mr. Gordon, was read, and is in the words following, viz.

Reſolved, (if the Hon. the Aſſembly concur herein) That the Legiſlature will adjourn on Monday the third day of April next.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Crane and Mr. Crawford deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Two ſeveral meſſages from the Hon. the Senate, alſo delivered by Mr. Gold and Mr. Gordon, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled "An act *relative to certain lands held in truſt by the late Peter Remſen*," and the bill, entitled "An act *granting to Anthony Dobbin and James Tuſtin an excluſive right of running ſtage-waggons and other carriages between the town of Goſhen and the city of New-York*," to which they requeſt the concurrence of this Houſe.

The ſaid bills were read the firſt time, and ordered a ſecond reading.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Gold and Mr. Gordon, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled "An act *to regulate the practice of phyſic and ſurgery in this ſtate*," and have amended the ſame accordingly.

Ordered, That Mr. Crane and Mr. Crawford return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Gold and Mr. Gordon, with the bill therein mentioned was read, that the Senate have concurred in the firſt, and do not concur in the other amendments of this Houſe to the bill, entitled "An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton*."

Ordered, That the conſideration thereof be poſtponed.

Two meſſages from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, were read, that it does not appear improper to the Council, that the bill, entitled "An act *making further proviſion for building the ſtate-priſon in the city of New-York*;" the bill, entitled "An act *for altering the times of holding the courts of general ſeſſions of the peace in and for the city and county of New-York, and altering one of the terms of the courts of common pleas and general ſeſſions of the peace in the county of Albany*;" the bill, entitled "An act *for the relief of Nicholas Aldridge and others*;" the bill, entitled "An act *ſupplementary to the act, entitled "An act to improve the navigation of Hudſon's river in the places therein mentioned*," and the bill, entitled "An act *for the prevention of fires and regulating the aſſize of bread in the town of Brooklyn, in Kings county, and for other purpoſes therein mentioned*," ſhould ſeverally become laws of this ſtate.

A meſſage from the Hon. the Senate, delivered by Mr. Gordon and Mr. Haight, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *relative to the court houſe lot in the county of Montgomery*," with the amendments therewith delivered; the bill and amendments were read, and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Crawford and Mr. Davis deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Hon. the Senate returned, by Mr. Gordon and Mr. Haight, the bill, entitled "An act *for the better extinguiſhing of fires in the village of Newburgh, in the county of Ulſter*;" the bill, entitled "An act *for the better extinguiſhing of fires in the town of Kingston, in the county of Ulster*;" the bill, entitled "An act *for raiſing money to pay for completing and repairing the bridge over the Roſendall-kill in the county of Ulster*," and the bill, entitled "An act *to divide the town of Burlington, in the county of Otſego, into two towns*."

Ordered, That Mr. S. A. Barker and Mr. Wood deliver the four laſt mentioned bills to the Hon. the Council of Reviſion.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *to veſt the church and glebe in Johnſtown, in the truſtees of the Preſbyterian congregation in ſaid town*," reported, that in proceeding in the ſaid bill, part of the firſt enacting clauſe was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, that all the eſtate, right, title, intereſt, claim and demand of the people of this ſtate in and to the ſtone church, in the town and village of Johnſtown, in the county of Montgomery, and one acre of land, lying and being in the ſaid town, which acre of land is bounded as follows, viz. northerly by a lot of ground owned by the late George B. Troop, and a lot owned by George Metcalfe, weſterly by the main ſtreet, ſoutherly by a lot owned by John Grant, junior, and a lot owned by Caleb Grinell, and eaſterly by a ſtreet adjoining the eaſt bounds of the ſaid Caleb Grinell's lot, and the lot aforeſaid of the late George B. Troop; and alſo in and to all that certain tract of land, containing about forty acres, heretofore ſet apart by the late Sir William Johnſon, for a glebe to the church aforeſaid; which church and glebe became forfeited to the people of this ſtate by the attainder of Sir John Johnſon, ſhall be and hereby are granted to and veſted in the truſtees of the Preſbyterian congregation in the town and village of Johnſtown, in the county of *Montgomery*.

That Mr. Speaker made a motion, that the committee ſhould agree to ſtrike out the words "*trustees of the Preſbyterian congregation*."

That Mr. Brown made a motion, as an amendment, that the committee ſhould agree to inſert after the word "*Montgomery*," the following words, viz. *and in the rector, churchwardens, vestrymen and members of the protestant Epiſcopal church of St. John's, in Johnstown, in manner following*."

That debates were had thereon, and the queſtion being put, whether the committee did agree to the amendment propoſed by the motion of Mr. Brown, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Crawford	Mr Leonard	Mr John Smith	
Mr S. A. Barker	Mr Davis	Mr M'Clelland	Mr Jacob Smith	
Mr J. Barker	Mr Foote	Mr M'Kinſtry	Mr Speaker	
Mr Bird	Mr Fort	Mr M'Kown	Mr Taylor	
Mr Bockee	Mr Grey	Mr Morſe	Mr Tylee	
Mr Brayton	Mr Gettman	Mr Nash	Mr Tyler	
Mr Breeſe	Mr Griſwold	Mr Oakley	Mr P. Veeder	
Mr Brown	Mr Henry	Mr Ogden	Mr Verplanck	
Mr Campbell	Mr Hoffman	Mr Pearſall	Mr Wendell	
Mr John Carpenter	Mr Hogeboom	Mr Poſt	Mr Wheeler	
Mr Chipman	Mr Holcomb	Mr Prince	Mr Will	
Mr Comſtock	Mr Kiſsam	Mr Rice	Mr Williamſon	
Mr Conyne	Mr Lamb	Mr Ryerſs	Mr Youngs	55
Mr Cornwall	Mr Lanſing	Mr Sears		

For the Negative.

Mr Benton	Mr DeWitt	Mr Maſon	Mr Joshua Smith	
Mr Bill	Mr Eaker	Mr Metcalfe	Mr A. Ten Broeck	
Mr Blanch	Mr Halſey	Mr Miller	Mr Thompſon	
Mr Bruyn	Mr Hausbrook	Mr M'Neil	Mr Vandevoort	
Mr Cade	Mr Hochſtraſser	Mr Moffatt	Mr S. Veeder	
Mr Clark	Mr Hyde	Mr Oliver	Mr Vosburgh	
Mr Cooley	Mr Landon	Mr Pearce	Mr Warner	
Mr Coryell	Mr Leland	Mr Platt	Mr White	
Mr Crane	Mr Little	Mr Savage	Mr Wood	36

Mr. Morton further reported, that the committee had gone through the bill, made amendments, added clauſes and altered the title, that the altered title is, "An act *relative to the church and glebe in Johnſtown*, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

The Houſe proceeded to the reconſideration of the amendments to the bill, entitled

"An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton*," which were not concurred in by the Hon. the Senate; debates were had thereon, and the queſtion being put whether the Houſe did adhere to the ſaid amendments, it was carried in the affirmative. Thereupon,

Reſolved, That this Houſe do adhere to their ſaid amendments, which were not concurred in by the Hon. the Senate.

Ordered, That Mr. Crawford and Mr. Davis deliver the bill, amendments and a copy of the preceding reſolution, to the Hon. the Senate.

Then the Houſe adjourned until ten of the clock to-morrow morning.

Friday, ten o'clock A. M. *March 24th*, 1797.

The engroſſed bill, entitled "An act *relative to the church and glebe in Johnſtown*," was read a third time, and paſſed.

The engroſſed bill, entitled "An act *to encourage the manufacturing of ſalt-petre and gun-powder in this ſtate*," was read the third time.

Mr. Speaker put the queſtion, whether the bill ſhould paſs, and it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Fort	Mr Leland	Mr Schuyler	
Mr Blanch	Mr Gettman	Mr Little	Mr Jacob Smith	
Mr Blanchard	Mr Griſwold	Mr Maſon	Mr Vandevoort	
Mr Brayton	Mr Hausbrook	Mr Metcalfe	Mr Van Eps	
Mr Brett	Mr Henry	Mr M'Kinſtry	Mr P. Veeder	
Mr Brown	Mr Hoffman	Mr M'Kown	Mr Verplanck	
Mr Cade	Mr Hogeboom	Mr M'Neil	Mr Wendell	
Mr Clark	Mr Holcomb	Mr Moffatt	Mr Wheeler	
Mr Cooley	Mr Hyde	Mr Morton	Mr White	
Mr Coryell	Mr Kiſsam	Mr Oliver	Mr Will	
Mr Crawford	Mr Lamb	Mr Platt	Mr Williamſon	
Mr DeWitt	Mr Lanſing	Mr Rice	Mr Wood	49
Mr Foote				

For the Negative.

Mr S. A. Barker	Mr Cornwall	Mr M'Clelland	Mr John Smith	
Mr J. Barker	Mr Crane	Mr Oakley	Mr Taylor	
Mr Benton	Mr Davis	Mr Ogden	Mr Ten Broeck	
Mr Bill	Mr Grey	Mr Pearce	Mr Thompſon	
Mr Bockee	Mr Halſey	Mr Pearſall	Mr Tyler	
Mr Campbell	Mr Landon	Mr Savage	Mr S. Veeder	
Mr John Carpenter	Mr Leonard	Mr Sears	Mr Vosburgh	
Mr Comſtock	Mr Miller	Mr Joshua Smith	Mr Warner	33
Mr Conyne				

Ordered, That Mr. Crawford and Mr. Davis deliver the two laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *relative to certain lands held in truſt by the late Peter Remſen*;" the bill, entitled "An act *granting to Anthony Dobbin and James Tuſtin an excluſive right of running ſtage-waggons and other carriages between the town of Goſhen and the city of New-York*," and the bill, entitled "An act *for the relief of James Dunlap*," were ſeverally read a ſecond time, and committed to a committee of the whole Houſe.

Reſolved (if the Hon. the Senate concur herein) that the Secretary of ſtate deliver to the Members of Aſſembly from each of the reſpective counties of this ſtate, the county of New-York excepted, one copy of the act, entitled "An act *to regulate highways*," for each town, one copy for each ſuperintendant, and one copy for the board of ſupervisors in each of the reſpective counties.

Ordered, That Mr. Crawford and Mr. Davis deliver a copy of the preceding reſolution to the Hon. the Senate.

Mr. Hoffman, from the committee of the whole Houſe, on the bill, entitled "An act *to veſt the eſtate of William Shepherd, deceaſed, in truſtees for the purpoſes therein mentioned*," reported, that in proceeding in the ſaid bill, a motion was made, that the bill be rejected; and the queſtion being put, whether the committee did agree thereto, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the bill be and is hereby rejected.

Two ſeveral meſſages from the Hon. the Senate, delivered by Mr. Hatfield and Mr. Hitchcock, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled "An act *authoriſing the raiſing of monies by tax in the city and county of New-York, for defraying the public expences*," and the bill, entitled "An act *for raiſing a further ſum of money for completing the gaol in the county of Renſſelaer*," without amendments.

Ordered, That Mr. DeWitt and Mr. Eaker deliver the two laſt mentioned bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Hatfield and Mr. Hitchcock, was read, that the Senate have paſſed the bill, entitled "An act *to incorporate the Hamilton Manufacturing Society*," with the amendments therewith delivered.

The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended according.

Ordered, That Mr. Davis and Mr. DeWitt deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments, and have amended the ſame accordingly.

Two ſeveral meſſages from the Hon. the Senate, alſo delivered by Mr. Hatfield and Mr. Hitchcock, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled "An act *for the relief of the city of New-York as to the poor who have not gained any ſettlement in this ſtate*," and the bill, entitled "An act *enabling the Mayor, Recorder, Aldermen and Commonalty of the city of Hudſon, to order the raiſing a ſum of money for the payment of a city-watch*," to which they requeſt the concurrence of this Houſe.

The ſaid bills were read the firſt time, and ordered a ſecond reading.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Hatfield and Mr. Hitchcock, was read, and is in the words following, viz.

Reſolved, That James Savage, Leonard Bronk, Chriſtopher Tappen, Andrew Onderdonk, Samuel Haight and Jedediah Sanger, be and they are hereby appointed a committee on the part of the Senate, to meet a committee appointed on the part of the Hon. the Aſſembly, at the office of the Secretary of this ſtate, in purſuance of the ſtatute, entitled "An act *for regulating elections*."

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *to confirm the diviſion of certain lands in Queen's county, between the heirs of John Rodman and Thomas Rodman*," reported, that the committee had agreed to a reſolution, which having been read, was agreed to by the Houſe. Thereupon,

Reſolved (if the Hon. the Senate concur herein) That the executors and heirs of John Rodman and Thomas Rodman have leave to preſent a bill to either Houſe of the Legiſlature, at their next ſeſſion, in conformity with the prayer of their petition, preſented to the Legiſlature at their preſent ſeſſion, provided that they previouſly cauſe a copy of their petition and of this reſolution to be publiſhed once a week for ſix weeks ſucceſſively, in the newſpaper printed by the Printer to this ſtate; to the end, that all perſons concerned may be appriſed thereof, and ſhew cauſe, if any they have, why ſuch bill ſhould not paſs.

Ordered, That Mr. Davis and Mr. DeWitt deliver a copy of the preceding reſolution to the Hon. the Senate.

Mr. Brown, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of Thomas M'Gee*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Hitchcock and Mr. Hopkins, was read, that the Senate have concurred in the reſolution of this Houſe, relative to the diſtribution of the printed copies of the act, entitled "An act *to regulate highways*," as entered on this day's Journals.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Hitchcock and Mr. Hopkins, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the Treaſurer take order for advancing to the Agents appointed to attend on the part of this ſtate, at the treaty now holding in this city with the Mohawk Indians, ſuch ſum as his Excellency the Governor ſhall authoriſe, to be applied by them in the execution of their truſt, and for the expences of the ſaid treaty, not exceeding two thouſand dollars.

Reſolved, That this Houſe do concur with the Hon. the Senate in their ſaid preceding reſolution.

Ordered, That Mr. Foote and Mr. Fort deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An

act *for the relief of James Waters and Nancy Waters*," reported, that in proceeding in the ſaid bill, a motion was made that the bill be rejected, and the queſtion being put thereon, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the bill be and is hereby rejected.

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of John Joice*," reported progreſs, and obtained leave to ſit again.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Elkanah Briggs*," reported, that the committee had made progreſs in the ſaid bill. Thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration thereof, and that the petition of the ſaid E. Briggs be referred to the Comptroller, and that he report thereon to the Legiſlature at their next ſeſſion.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Robert Boyd*," reported progreſs. Thereupon,

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the ſaid bill.

Mr. Blanchard, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of the adminiſtrators of William Scauper, deceaſed*," reported, that in proceeding in the ſaid bill, a motion was made, that the bill be rejected, and that the queſtion being put thereon, it was carried in the affirmative, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That the bill be and is hereby rejected.

Two ſeveral meſſages from the Hon. the Senate, delivered by Mr. Hopkins and Mr. Jones, with the bills therein reſpectively mentioned, were read, that the Senate have paſſed the billl, entitled " An act *for opening and improving certain great roads within this ſtate*," and the bill, entitled " An act *to incorporate the Cayuga bridge company*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Maria Magdalina Mattice*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act *for the relief of Alexander Comrie*," reported, that the committee had gone through the bill, made amendments and filled up the blank, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Hobart, was read, that it does not appear improper to the Council, that the following bills ſhould become laws of this ſtate, viz. the bill, entitled " An act *to ſettle diſputes concerning the titles to lands in the county of Onondaga*;" the bill, entitled " An act *for dividing the town of Schuyler, in the county of Herkimer*;" the bill, entitled " An act *for dividing the town of Sangerfield, in the county of Herkimer*;" the bill, entitled " An act *for the better extinguiſhing of fires in the village of Newburgh, in the county of Ulſter*;" the bill, entitled " An act *for the better extinguiſhing of of fires in the town of Kingſton, in the county of Ulſter*," and the bill, entitled " An act *to divide the town of Burlington, in the county of Otſego, into two towns, and to aſcertain the boundaries of the towns therein mentioned*."

Saturday, ten o'clock, A. M. *March 25th*, 1797.

The engroſſed bill, entitled " An act *for the relief Alexander Comrie*;" the engroſſed bill, entitled " An act *for the relief of Maria Magdalina Mattice*," and the engroſſed bill, entitled " An act *for the relief of Thomas M'Gee*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Davis and Mr. DeWitt deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *for the relief of the city of New-York as to the poor who have not gained any ſettlement in this ſtate*," and the bill, entitled "An act *enabling the Mayor, Recorder, Aldermen and Commonalty of the city of Hudſon, to order the raiſing a ſum of money for the payment of a city-watch*," were ſeverally read the ſecond time, and committed to a committee of the whole.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *for opening and improving certain great roads within this ſtate*." The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Grey and Mr. Gettman deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate to the bill, entitled "An act *to incorporate the Cayuga bridge company*." The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Three ſeveral meſſages from the Hon. the Senate, delivered by Mr. Jones and Mr. Mathews, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled "An act *for the relief of William W. Thompſon*;" the bill, entitled "An act *ſupplementary to the act, entitled "An act to amend an act, entitled "An act for the better levying and accounting for fines, forfeitures, iſſues, amerciaments and debts due to the people of this ſtate*," and the bill, entitled "An act *in addition to an act, entitled "An act for the further direction of the Commiſſioners of the land-office, and for other purpoſes therein mentioned*," without amendments.

Ordered, That Mr. Grey and Mr. Gettman deliver the three laſt mentioned bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Jones and Mr. Mathews, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to regulate ferries within this ſtate*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read the ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Grey and Mr. Gettman deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Jones and Mr. Matthews, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the Commiſſioners appointed to treat with the Agents of the Mohawk tribe of Indians, be directed to liquidate and diſcharge the accounts for ſubſiſtence of the Cayuga Indians, and an interpreter, now in this city, from the Cayuga reſervation, on neceſſary buſineſs to the Executive of this ſtate, and to furniſh them with ſuch cloathing as they ſhall judge proper, and defray their expences in coming to this place, and returning home.

Reſolved, That this Houſe do concur with the Hon. the Senate, in their preceding reſolution.

Ordered, That Mr. Davis and Mr. DeWitt deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Mr. Little, from the committee to whom was referred the petition of James Waters and others, of the town of Jamaica, in Queens county, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the better extinguiſhing of fires in the village of Jamaica, in Queens county*," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a ſelect committee conſiſting of the Members attending in this Houſe from Queens county.

Mr. Holcomb, from the committee to whom was referred the petition of John Vander Speigel Scott and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled "An act *for the better extinguiſhing fires in the town of Catſkill, in the county of Albany*," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee conſiſting of the Members attending in this Houſe from the city and county of Albany.

Mr. Holcomb, from the committee to whom was referred the petition of the Truſtees of the Preſbyterian churches in Montgomery and Shawangunk, in Ulſter county, and alſo the petition of the Conſiſtory of the reformed Proteſtant Dutch church in Charleſton, in Montgomery county, reported, that as the object of the petitioners is to obtain a ſum of money by the grant of a lottery, they are of opinion that it would be improper to grant the prayer of the petitioners; which report was agreed to by the Houſe.

Mr. Chipman, from the committee to whom was referred the petition of Phineas Pearce, reported againſt the prayer thereof; which report was agreed to by the Houſe.

Mr. Prince, from the committee to whom was referred the petition of Nehemiah Mead and others, praying grants of land on which they have made ſettlements, and which they alledge to be vacant, but claimed by John Thurman, and alſo the counter petition of the ſaid John Thurman, ſtating that he has patents for 6850 acres of land, dated the 18th day of October, 1775, and by other equitable claims is the owner of the lands on which the ſaid Nehemiah Mead and others have made ſettlements, reported,

That in the opinion of the committee, it will be proper that the Surveyor-General be directed to cauſe a ſurvey of all the vacant lands between the patent of the Jeſſups called the townſhip of Hyde, and the ſoutheaſterly bounds of Totten and Croſsfield's purchaſe, to be made, and exhibit the ſame to the Legiſlature at their next meeting, that they may be enabled to decide on the ſeveral prayers of the petitioners.

Ordered, That the conſideration of the ſaid report be poſtponed until Monday next.

A meſſage from the Hon. the Senate, delivered by Mr. Mathews and Mr. T. Morris, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for the relief of the executors of Martha Mortier*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Grey and Mr. Getman deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Hon. the Senate returned, by Mr. Mathews and Mr. T. Morris, the bill, entitled "An act *relative to the court houſe lot in the county of Montgomery*."

Ordered, That Mr. Grey and Mr. Gettman deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *ſupplementary to an act, entitled "An act for the relief of the Indians reſiding in New-Stockbridge and Brothertown*," and the bill, entitled "An act *to regulate the practice of phyſic and ſurgery in this ſtate*," ſhould ſeverally become laws of this ſtate.

Mr. Little, from the committee of the whole Houſe, on the bill, entitled "An act *concerning the ſalt ſprings in the county of Onondaga*," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Then the Houſe adjourned until nine o'clock on Monday morning next.

Monday, 9 o'clock A. M. March 27th, 1797.

The engroſſed bill, entitled "An act *for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady*," was read the third time, and paſſed.

Ordered, That Mr. Grey and Mr. Gettman deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A petition of John Minſhull and others, debtors confined in the gaol of the city and county of New-York, praying alterations in the inſolvent laws of this ſtate, was read, and referred to the committee of the whole Houſe, when on the report of the committee on the petitions of Francis Turner and others.

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled "An act *enabling the Mayor, Recorder, Aldermen and Commonalty of the city of Hudſon, to order the raiſing a ſum of money for the payment of a city-watch*," and that the ſame be committed to the Members attending in this Houſe from the county of Columbia.

Mr. Foote, from the ſelect committee to whom was committed the bill, entitled "An

act *to enable certain perſons therein mentioned to purchaſe and hold real eſtates within this ſtate*," reported, that the committee had gone through the bill, and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled " An act *to authorize the congregation of the Methodiſt Epiſcopal Church in the city of New-York, to elect three additional truſtees*," and that the ſame be committed to a ſelect committee conſiſting of Mr. Poſt, Mr. Morton and Mr. S. A. Barker.

Mr. P. Veeder, from the committee to whom was referred the petition of Daniel M'Intire and others, reported in favor of the petitioners, and obtained leave to bring in a bill, entitled " An act *to divide the town of Broadalbin, in the county of Montgomery, and for other purpoſes therein mentioned*," which was read the firſt time, and ordered a ſecond reading.

Mr. Cornwall, from the committee to whom was committed the bill, entitled " An act *for extinguiſhing fires in the village of Jamaica, in Queens county*," reported, that the committee had gone through the bill, made amendments and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill as amended be engroſſed.

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled " An act *relative to certain lands held in truſt by the late Peter Remſen*," and that the ſame be committed to a ſelect committee conſiſting of Mr. Griſwold, Mr. Brown and Mr. Brayton.

Mr. Poſt, from the ſelect committee to whom was committed the bill, entitled " An act *to authoriſe the congregation of the Methodiſt Epiſcopal Church in the city of New-York to elect three additional truſtees*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Wood, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled " An act *relative to the Treaſurer of this ſtate*," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee of the whole Houſe.

The Houſe proceeded to the conſideration of the report of the committee on the petition of Nehemiah Mead and others, and on the counter petition of John Thurman, as entered on the Journals of this Houſe on the 25th inſtant: Mr. Speaker put the queſtion, whether the Houſe did agree to the ſaid report, and it paſſed in the negative.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. T. Morris and Mr. Myers, was read, that the Senate have concurred in the reſolution of this Houſe, granting leave to the executors and heirs of John Rodman and Thomas Rodman, to preſent a bill at the next ſeſſion of the Legiſlature, as entered on the Journals of this Houſe on the 24th inſtant.

The Hon. the Senate returned, by Mr. T. Morris and Mr. Myers, the bill, entitled " An act *for the relief of the executors of Martha Mortier*;" the bill, entitled " An act *to incorporate the Cayuga bridge company*;" the bill, entitled " An act *to incorporate the ſtockholders of the Hamilton Manufacturing Society*," and the bill, entitled " An act *for opening and improving certain great roads within this ſtate*."

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver the four laſt mentioned bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. T. Morris and Mr. Myers, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *relative to the church and glebe in Johnſtown*," without amendment.

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver the bill to the Hon. the Council of Reviſion.

Two ſeveral meſſages from the Hon. the Senate, alſo delivered by Mr. T. Morris and Mr. Myers, with the bills therein reſpectively mentioned, were read, that the Senate have paſſed the bill, entitled " An act *for the eſtabliſhment and ſupport of a Laza-*

retto," and the bill, entitled " An act *for the relief of James Deſbroſſes, ſurviving executor of Elias Deſbroſſes, late of the city of New-York, merchant, deceaſed*," with the amendments therewith delivered.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled " An act *for the eſtabliſhment and ſupport of a Lazaretto*." The bill and amendments were read, and conſidered. Thereupon,

Reſolved, That this Houſe do not concur with the Hon. the Senate in their third amendment, and do concur in their other amendments to the ſaid bill.

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver the bill, amendments and a copy of the preceding reſolution, to the Hon. the Senate.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled " An act *for the relief of James Desbroſſes, ſurviving executor of Elias Deſbroſſes, late of the city of New-York, merchant, deceaſed*." The bill and amendments were read, and conſidered ; Thereupon,

Reſolved, That this Houſe do concur with the Hon. the Senate in their amendment to the preamble of the bill, and do not concur in their other amendments.

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver the bill, amendments and a copy of the preceding reſolution, to the Hon. the Senate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act *for electing Repreſentatives for this ſtate in the Houſe of Repreſentatives of the Congreſs of the United States of America*," reported, that in proceeding in the ſaid bill, a paragraph in the firſt enacting clauſe thereof was read, and is in the words following, viz. That the city of New-York, excepting the ſeventh ward thereof, ſhall be one diſtrict.

That Mr. Comſtock made a motion, that the committee ſhould agree to expunge the words, " *excepting the ſeventh ward thereof.*"

That debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Comſtock, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr DeWitt	Mr Maſon	Mr John Smith	
Mr J. Barker	Mr Eaker	Mr Metcalfe	Mr Speaker	
Mr Bill	Mr Grey	Mr M'Clelland	Mr Ten Broeck	
Mr Blanchard	Mr Gettman	Mr M'Kown	Mr Thompſon	
Mr Bockee	Mr Griſwold	Mr M'Niel	Mr Tyler	
Mr Brayton	Mr Henry	Mr Morſe	Mr Vandevoort	
Mr Breeſe	Mr Hochſtraſſer	Mr Naſh	Mr Van Eps	
Mr Brown	Mr Hoffman	Mr Oakley	Mr S. Veeder	
Mr Bruyn	Mr Hogeboom	Mr Oliver	Mr P. Veeder	
Mr Burr	Mr Holcomb	Mr Pearce	Mr Verplanck	
Mr Campbell	Mr Hyde	Mr Pearſall	Mr Warner	
Mr John Carpenter	Mr Kiſſam	Mr Platt	Mr Wendell	
Mr Chipman	Mr Lamb	Mr Poſt	Mr Wheeler	
Mr Cornwall	Mr Lanſing	Mr Rice	Mr White	
Mr Coryell	Mr Leland	Mr Ryerſs	Mr Will	
Mr Crane	Mr Leonard	Mr Schuyler	Mr Williamſon	
Mr Davis	Mr Little	Mr Sears	Mr Wood	68

For the Affirmative.

Mr Baldwin	Mr Cooley	Mr Miller	Mr Taylor	
Mr Blanch	Mr Halſey	Mr Savage	Mr Teed	
Mr Clark	Mr Landon	Mr Joſhua Smith	Mr Tylee	14
Mr Comſtock	Mr Marvin			

Mr. Foote further reported, that the committee had gone through the bill, made amendments and added a clauſe, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Mr. Benton, from the ſelect committee to whom was committed the bill, entitled " An act *enabling the Mayor, Recorder, Aldermen and Commonalty of the city of Hudſon, to order the raiſing a ſum of money for the payment of a city-watch*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That Mr. Gettman and Mr. Griſwold deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

The bill, entitled " An act *for electing Repreſentatives for this ſtate in the Houſe of Repreſentatives of the Congreſs of the United States of America*," with the engroſſed

amendments, was read a third time, and paſſed.

Ordered, That Mr. Griſwold and Mr. Halſey deliver the bill with the amendments to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

Mr. Bird, purſuant to notice by him for that purpoſe heretofore given, moved for and obtained leave to bring in a bill, entitled "An act *relative to the office of Comptroller in this ſtate*," which was read the firſt time, and ordered a ſecond reading.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Tueſday, ten o'clock A. M. *March 28th*, 1797.

The engroſſed bill, entitled "An act *to enable certain perſons therein named to purchaſe and hold real eſtates within this ſtate*;" the engroſſed bill, entitled "An act *for extinguiſhing fires in the village of Jamaica, in Queens county*," and the engroſſed bill, entitled "An act *to authorize the congregation of the Methodiſt Epiſcopal church in the city of New-York, to elect three additional truſtees*," were ſeverally read the third time, and paſſed.

Ordered, That Mr. Halſey and Mr. Hauſbrook deliver the three laſt mentioned bills to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled "An act *relative to the office of Comptroller in this ſtate*," and the bill, entitled "An act *to divide the town of Broadalbin, in the county of Montgomery, and for other purpoſes therein mentioned*," were ſeverally read the ſecond time, and committed to a committee of the whole Houſe.

Mr. DeWitt, from the committee to whom was referred the petition of Mathew Dubois, reported, that in the opinion of the committee, the petition and papers accompanying the ſame ſhould be referred to the Comptroller, to report a ſtate of facts, with his opinion thereon, at the next ſeſſion of the Legiſlature; which report was agreed to by the Houſe.

Mr. Poſt, from the committee to whom was referred the petition of Giles Abernathy, reported in favor of the petitioner, and obtained leave to bring in a bill, entitled "An act *for the relief of Giles Abernathy*," which was read the firſt time, and ordered a ſecond reading.

Mr. M'Kown, from the committee to whom was referred the petition of Elizabeth M'Bride, reported, that by the documents accompanying the ſaid petition it appears that the petitioner had the right of pre-emption of acres of land, being part of the Oneida reſervation; but that ſhe has not the means of paying for the ſame as required thereto by an act, entitled "An act *for the better ſupport of the Oneida, Onondaga and Cayuga Indians, and for other purpoſes therein mentioned*," paſſed the 9th April, 1795: That as the Legiſlature have made voluntary gifts of land in ſome inſtances, the committee are of opinion that this is one of the caſes which demands their charitable notice; and that the Surveyor-General ought to be empowered and directed to make a conveyance of acres of land to the ſaid Elizabeth M'Bride and her ſix exiſting children; that for this purpoſe the committee had prepared a bill, and had directed him to move for leave to bring in the ſame; leave being given accordingly,

Mr. M'Kown brought in the ſaid bill, entitled "An act *for the relief of Elizabeth M'Bride and her ſix children*," which was read the firſt time, and ordered a ſecond reading.

Mr. Griſwold, from the ſelect committee to whom was committed the bill, entitled "An act *relative to certain lands held in truſt by the late Peter Remſen*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That Mr. Halſey and Mr. Hauſbrock deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

The Attorney-General, to whom was referred the petition of Walter Dubois and others, reported,

That admitting the truth of the allegations contained in the ſaid petition, the courts of law or equity are competent to decide on the claims of the petitioners, and to afford them ample relief in the premiſes; therefore, in the opinion of the Attorney-General, the ſaid petition ought to be diſmiſſed; which is reſpectfully ſubmitted, &c.

JOS. OGDEN HOFFMAN.

Reſolved, That this Houſe do concur with the Attorney-General in his ſaid report.

A meſſage from the Hon. the Senate, delivered by Mr. Myers and Mr. Nicoll, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *making proviſion to keep in repair the bridge over the Mohawk-river near the Cohoes-fall*," to which they requeſt the concurrence of this Houſe; the ſaid bill was read a firſt time, and ordered a ſecond reading.

By unanimous conſent the ſaid bill was read the ſecond time, and committed to a committee of the whole Houſe.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Myers and Mr. Nicoll, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled "An act *for electing Repreſentatives for this ſtate in the Houſe of Repreſentatives of the Congreſs of the United States of America*," and have amended the ſame accordingly.

A meſſage from his Excellency the Governor, delivered by his private Secretary, was read, and is in the words following, viz.

Gentlemen,

I think it my duty to lay before you an extract from a letter, dated the 22d inſt. from the Mayor of the city of New-York, relative to the ſtate of the gaol in that city.

JOHN JAY.

Albany, 28*th March*, 1797.

Ordered, That the ſaid meſſage with the ſaid extract of a letter be referred to Mr. Little, Mr. Tylee and Mr. White.

A meſſage from the Hon. the Senate, delivered by Mr. Nicoll and Mr. Onderdonk, with the bill therein mentioned, was read, that the Senate have receded from their amendment not concurred in by this Houſe, to the bill, entitled "An act *for the eſtabliſhment and ſupport of a Lazaretto*."

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of John B. Coles*," reported, that in proceeding in the ſaid bill, Mr. J. Barker made a motion, that the bill be rejected; that debates were had thereon, and the queſtion being put, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Chipman	Mr Landon	Mr John Smith	
Mr Bill	Mr Conyne	Mr Little	Mr Speaker	
Mr Bird	Mr Coryell	Mr Marvin	Mr Ten Broeck	
Mr Blanch	Mr Davis	Mr Maſon	Mr Tylee	
Mr Blanchard	Mr DeWitt	Mr M'Kinſtry	Mr Tyler	
Mr Bockee	Mr Foote	Mr M'Kown	Mr Vandevoort	
Mr Brayton	Mr Grey	Mr M'Niel	Mr P. Veeder	
Mr Breeſe	Mr Gettman	Mr Moffatt	Mr Verplanck	
Mr Brown	Mr Griſwold	Mr Oliver	Mr Wendell	
Mr Bruyn	Mr Henry	Mr Pearſall	Mr Wheeler	
Mr Burr	Mr Hochſtraſſer	Mr Poſt	Mr White	
Mr Cade	Mr Hoffman	Mr Prince	Mr Will	
Mr Campbell	Mr Holcomb	Mr Ryerſs	Mr Williamſon	
Mr John Carpenter	Mr Lamb	Mr Schuyler	Mr Wood	56

For the Affirmative.

Mr J. Barker	Mr Hyde	Mr Naſh	Mr Taylor	
Mr Benton	Mr Lanſing	Mr Oakley	Mr Teed	
Mr Brett	Mr Leland	Mr Ogden	Mr Thompſon	
Mr Clark	Mr Leonard	Mr Pearce	Mr Van Eps	
Mr Comſtock	Mr Metcalfe	Mr Platt	Mr S. Veeder	
Mr Cooley	Mr Miller	Mr Savage	Mr Voſburgh	
Mr Crane	Mr M'Clelland	Mr Sears	Mr Warner	
Mr Eaker	Mr Morſe	Mr Joſhua Smith	Mr Youngs	33
Mr Hogeboom				

Mr. Morton further reported, that the committee had gone through the bill, made amendments, added a clauſe, and altered the title, that the altered title is, "An act *for the relief of John B. Coles, and to provide for the laying out of new roads*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

The Hon. the Senate returned, by Mr. Richardſon and Mr. Ruſſell, the bill, entitled "An act *to regulate ferries within ſtate*."

Ordered, That Mr. Hauſbrook and Mr. Henry deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Lanſing, was read, that it does not appear improper to the Council, that the fol-

lowing bills ſhould ſeverally become laws of this ſtate, viz. the bill, entitled "An act *relative to the court houſe lot in the county of Montgomery*;" the bill, entitled "An act *in addition to an act, entitled "An act for the further direction of the Commiſſioners of the land-office, and for other purpoſes therein mentioned*;" the bill, entitled "An act *ſupplementary to the act, entitled "An act to amend an act, entitled "An act for the better levying and accounting for fines, forfeitures, iſſues, amerciaments and debts due to the people of this ſtate*;" the bill, entitled "An act *for the relief of William W. Thompſon*;" the bill, entitled "An act *to amend the law to prevent the bringing in and ſpreading of infectious diſeaſes in this ſtate*;" the bill, entitled "An act *for the relief of the executors of Martha Mortier*;" the bill, entitled "An act *to incorporate the Cayuga bridge company*;" the bill, entitled "An act *for opening and improving certain great roads within this ſtate*;" the bill, entitled "An act *relative to the church and glebe in Johnſtown*," and the bill, entitled "An act *limiting the period of bringing claims and proſecutions againſt forfeited eſtates*."

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the tenants of Peter Smith and others*," reported, that in proceeding in the ſaid bill, the laſt enacting clauſe with its preamble, was read, and is in the words following, viz.

And whereas the ſaid agents appointed on the part of the people of this ſtate, have lately quit-claimed on the part of the people of this ſtate to the Oneida tribe of Indians, all the lands, tenements and hereditaments ſituate or laying between the Chittenengo and Conneſſeraga creeks, as far ſouth as to meet an eaſterly line from the Deep-ſpring, to the eaſtermoſt of the ſaid creeks, to be drawn by the ſhorteſt diſtance between the ſaid ſpring and the eaſtermoſt creek, and as far north as to the junction of the ſaid two creeks: And whereas ſeveral locations have been laid in part covering the lands ſo quit-claimed—one in the name of Ezekiel Scott, another in the name of Jonathan Pearſee, another in the name of Jellis A. Fonda, and another in the name of Peter B. Tearſe, which locations have been certified to the commiſſioners of the land-office, as having been made in conformity to law, but no grants have been made of any part of the lands ſo quit-claimed on account of the claim of the ſaid Indians: And whereas the right to the ſaid locations and to the lands to be granted in conſequence thereof, is now claimed by Richard Varick, mayor of the city of New-York, who has refuſed to accept the proviſion made in and by the eighth ſection of the act, entitled "An act ſupplementary to the act, entitled "An act for the better ſupport of the Oneida, Onondaga and Cayuga Indians, and for other purpoſes therein mentioned," andby his memorial preſented to the Legiſlature, hath prayed relief in the premiſes;

Therefore, Be it enacted, That it ſhall and may be lawful for the perſon or perſons entitled to the ſaid reſpective locations or any or either of them, to withdraw ſuch part or parts thereof as are included in the tract ſo quit-claimed, and to locate an equal quantity in any part or parts of the lands purchaſed of the Cayuga Indians in the year one thouſand ſeven hundred and ninety-five, and not already ſold or otherwiſe appropriated, and the commiſſioners of the land-office are hereby authoriſed to cauſe letters patent to be iſſued as well for ſuch part of the lands ſo heretofore located as are not quit-claimed as aforeſaid, as for ſuch lands ſo to be located in lieu of the lands from which the ſaid former locations ſhall be ſo withdrawn as aforeſaid, thereby granting the ſame to the perſon or perſons ſo entitled as aforeſaid, and to his, her or their heirs and aſſigns forever. Provided, that ſuch location or locations be made on or before the firſt day of September next. But if the ſaid perſon or perſons ſo entitled to the ſaid locations reſpectively, his, her or their heirs or aſſigns, ſhall think proper to retain the ſaid locations ſo laid as aforeſaid, and to wait for a grant of thoſe parts thereof which lay between the Chittenengo and Conneſſeraga creeks until the ſtate ſhall purchaſe the right of the ſaid Indians or they ſhall abandon the ſame, then and in ſuch caſe, the commiſſioners of the land-office are hereby authoriſed to cauſe letters patent to be iſſued as ſoon as conveniently may be for ſuch parts of the lands ſo located as aforeſaid as are not included in the ſaid tract ſo quit-claimed, thereby granting the ſame to the perſon or perſons ſo entitled as aforeſaid, and to his, her or their heirs and aſſigns for ever, which ſhall not prejudice his, her or their claim to the reſidue of the land ſo located when the Indian right to the ſame ſhall be extinguiſhed.

That Mr. Comſtock made a motion, that the ſaid clauſe and preamble ſhould be expunged; and the queſtion being put thereon, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Bill	Mr Foote	Mr M'Clelland	Mr Jacob Smith
Mr Blanch	Mr Fort	Mr M'Kinſtry	Mr Speaker
Mr Blanchard	Mr Grey	Mr M'Kown	Mr Taylor
Mr Bockee	Mr Griſwold	Mr M'Neil	Mr Ten Broeck
Mr Brayton	Mr Halſey	Mr Moffatt	Mr Thompſon
Mr Breeſe	Mr Hausbrook	Mr Morton	Mr Tylee
Mr Brown	Mr Henry	Mr Nash	Mr Tyler
Mr Bruyn	Mr Hochſtraſser	Mr Oakley	Mr Vandevoort
Mr Burr	Mr Hoffman	Mr Oliver	Mr Van Eps
Mr Campbell	Mr Hyde	Mr Pearce	Mr S. Veeder
Mr John Carpenter	Mr Kiſsam	Mr Pearſall	Mr Verplanck
Mr Chipman	Mr Lamb	Mr Platt	Mr Warner
Mr Clark	Mr Landon	Mr Poſt	Mr Wheeler
Mr Coryell	Mr Lanſing	Mr Rice	Mr Will
Mr Crane	Mr Little	Mr Savage	Mr Williamſon
Mr Davis	Mr Marvin	Mr Schuyler	Mr Wood
Mr DeWitt	Mr Metcalfe	Mr Sears	Mr Youngs 72
Mr Eaker	Mr Miller	Mr John Smith	

For the Affirmative.

Mr Baldwin	Mr Comſtock	Mr Maſon	Mr Teed
Mr J. Barker	Mr Cooley	Mr Morſe	Mr P. Veeder
Mr Bird	Mr Gettman	Mr Ogden	Mr Vosburgh
Mr Cade	Mr Hogeboom	Mr Joshua Smith	Mr Wendell 16

Mr. Barker further reported, that the committee had gone thro' the ſaid bill, made amendments, added a clauſe, and altered the title, that the altered title is, " An act *for the relief of the tenants of Peter Smith and others, and for other purpoſes therein mentioned*," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſamei n at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Ordered, That it be the order of the day on to-morrow, for this Houſe to go into committee of the whole Houſe, on the bill, entitled " An act *for the payment of certain officers of government, and other contingent expences.*"

Mr. Morton, from the committee of the whole Houſe, on the bill, entitled " An act *relative to the Treaſurer of this ſtate*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Mr. Breeſe, from the committee of the whole Houſe, on the report of the committee on the petition of Francis Turner and others, reported, that the committee had agreed to a reſolution, in the words following, viz.

Reſolved (as the ſenſe of this committee) That it is expedient that the laws of this ſtate relative to inſolvents ſhould be reviſed and amended, that a committee ſhould be appointed to take the ſame into conſideration, and that they be directed to bring in a bill relative thereto; which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe. Thereupon,

Reſolved, That it is expedient that the laws of this ſtate relative to inſolvents ſhould be reviſed and amended, that a committee be appointed to take the ſame into conſideration, and that they be directed to bring in a bill relative thereto; and that Mr. Morton, Mr. Comſtock and Mr. Naſh, be of the ſaid committee.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Nicoll and Mr. Onderdonk, was read, and is in the words following, viz.

Reſolved, That a conference be held with the Hon. the Aſſembly to-morrow, at four o'clock in the afternoon, at ſuch place as they ſhall be pleaſed to appoint, on their amendments to the bill, entitled " An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton;*" and that Mr. Jones, Mr. Spencer and Mr. Gold, be a committee to manage the ſaid conference on the part of the Senate. Thereupon,

Reſolved, That this Houſe will meet the Hon. the Senate, in the aſſembly chamber, for the purpoſe of holding the ſaid conference; and that Mr. Comſtock, Mr. Cooley and Mr. Metcalfe be a committee to manage the ſaid conference on the part of this Houſe.

Ordered, That Mr. Henry and Mr. Hochſtraſſer deliver a copy of the preceding reſolution to the Hon. the Senate.

Mr. Morton, from the committee appointed for that purpoſe, brought in a bill, enti-

tled " An act *further to extend the act, entitled " An act for the relief of debtors with reſpect to the impriſonment of their perſons,*" which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee of the whole Houſe.

Mr. Hoffman made a motion, that the Houſe ſhould adjourn until nine o'clock to-morrow morning.

Mr. Brown made a motion, as an amendment, that the Houſe ſhould adjourn until 10 o'clock to-morrow morning.

Mr. Speaker put the queſtion, whether the Houſe did agree to the motion of Mr. Brown, and it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Halſey	Mr M'Neil	Mr Jacob Smith
Mr Benton	Mr Hausbrook	Mr Morton	Mr Teed
Mr Bockee	Mr Hoffman	Mr Oakley	Mr Thompſon
Mr Bruyn	Mr Hyde	Mr Oliver	Mr Tylee
Mr John Carpenter	Mr Kilſam	Mr Pearce	Mr Tyler
Mr Clark	Mr Landon	Mr Pearſall	Mr Van Eps
Mr Crane	Mr Little	Mr Prince	Mr Vetplanck
Mr Davis	Mr Maſon	Mr Schuyler	Mr Vosburgh
Mr DeWitt	Mr Metcalfe	Mr Sears	Mr Warner
Mr Foote	Mr M'Kown	Mr John Smith	Mr Wheeler 41
Mr Griſwold			

For the Affirmative.

Mr Baldwin	Mr Chipman	Mr Hogeboom	Mr Rice
Mr Bill	Mr Comſtock	Mr Holcomb	Mr Ryerſs
Mr Blanch	Mr Conyne	Mr Lanſing	Mr Joshua Smith
Mr Blanchard	Mr Cooley	Mr Leland	Mr Taylor
Mr Brayton	Mr Eaker	Mr Leonard	Mr Ten Broeck
Mr Brett	Mr Fort	Mr M'Clelland	Mr S. Veeder
Mr Brown	Mr Grey	Mr Morſe	Mr P. Veeder
Mr Burr	Mr Gettman	Mr Nash	Mr Wendell
Mr Cade	Mr Henry	Mr Ogden	Mr Wood 36

The queſtion being put on the motion of Mr. Hoffman, it was carried in the affirmative.

Then the Houſe adjourned until nine o'clock to-morrow morning.

Wedneſday, nine o'clock A. M. *March 29th*, 1797.

The engroſſed bill, entitled " An act *relative to the Treaſurer of this ſtate,*" was read the third time, and paſſed.

Ordered, That Mr. Henry and Mr. Hochſtraſſer deliver the bill to the Hon. the Senate, and requeſt their concurrence.

The bill, entitled " An act *for the relief of Elizabeth M'Bride and her ſix children,*" was read a ſecond time, and committed to a committee of the whole Houſe.

A petition of James Elliot, praying payment of ana ccount for cryer's fees in criminal proſecutions, was read, and referred to Mr. Metcalfe, Mr. Youngs and Mr. Griſwold.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *granting to Anthony Dobbin and James Tuſtin an excluſive right of running ſtage-waggons and other carriages between the town of Goſhen and the city of New-York,*" reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read a third time, and paſſed.

Ordered, That Mr. Henry and Mr. Hochſtraſſer deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

The bill, entitled " An act *for the relief of John B. Coles,*" with the engroſſed amendments, was read the third time, and paſſed.

Ordered, That Mr. Henry and Mr. Hochſtraſſer deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill, with the amendments therewith delivered.

The bill, entitled " An act *for the relief of the tenants of Peter Smith and others,*" with the engroſſed amendments, was read a third time, and paſſed.

Ordered, That Mr. Hochſtraſſer and Mr. Hoffman deliver the bill to the Hon the Senate, and inform them, that this Houſe have paſſed the bill, with the amendments therewith delivered.

A meſſage from the Hon. the Senate, delivered by Mr. Ruſſell and Mr. R. Sands,

with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *altering the time of holding the circuit court in the county of Renſſelaer*," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee of the whole Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. R. Sands and Mr. J. Sands, with the bill therein mentioned, was read, that the Senate do adhere to their amendments to the bill, entitled "An act *for the relief of James Deſbroſſes, ſurviving executor of the laſt-will and teſtament of Elias Deſbroſſes, late of the city of New-York, merchant, deceaſed.*"

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Senate, alſo delivered by Mr. R. Sands and Mr. J. Sands, with the bill therein mentioned, was read, that the Senate do not concur in the ſecond and two laſt amendments to the bill, entitled "An act *for the relief of the tenants of Peter Smith and others*," and do concur in the three other amendments to the ſaid bill.

The ſaid bill and amendments having been read and conſidered, and the amendments having been read and reconſidered:

Reſolved, That this Houſe do recede from their ſaid amendments, which were not concurred in by the Hon. the Senate.

Ordered, That Mr. Hogeboom and Mr. Holcomb deliver the bill, amendments and a copy of the preceding reſolution, to the Hon. the Senate.

A copy of a reſolution from the Hon. the Senate, alſo delivered by Mr. R. Sands and Mr. J. Sands, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That John Holbert and others, proprietors of a certain tract of land lying in the town of Goſhen, in the county of Orange, (commonly called the Black-meadow) have leave to preſent to either Houſe of the Legiſlature, at their next ſeſſion, a bill to authoriſe them to raiſe a ſum not exceeding three hundred pounds, by aſſeſſment upon the proprietors of the ſaid Black-meadow, agreeable to the prayer of their ſaid petition, provided the ſaid petitioners cauſe a copy of this reſolution to be previouſly publiſhed for ſix weeks ſucceſſively in the public newſpaper printed in the town of Goſhen; to the end, that any perſons who may conceive their intereſt affected thereby, may appear at the bar of either Houſe of the Legiſlature, and ſhew cauſe (if any they have) againſt the paſſing of ſuch bill.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Hoffman and Mr. Hogeboom deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for electing Repreſentatives for this ſtate in the Houſe of Repreſentatives of the Congreſs of the United States of America*," ſhould become a law of this ſtate.

Three ſeveral meſſages frcm the Hon. the Senate, delivered by Mr. J. Sands and Mr. Sanger, with the bills therein reſpectively mentioned, were read, that the Senate have paſſed the bill, entitled "An *reſpecting Union College, and for other purpoſes therein mentioned*;" the bill, entitled "An act *for the relief of the Canadian and Nova-Scotia refugees*," and the bill, entitled "An act *to continue in force an act, entitled "An act for increaſing the compenſation to the meaſurers of grain and the inſpectors of flour and meal in this ſtate*," without amendment.

Ordered, That Mr. Holcomb and Mr. Hyde deliver the bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. J. Sands and Mr. Sanger, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to aſcertain and alter the line of diviſion between the counties of Montgomery and Herkimer*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Hyde and Mr. Kiſſam deliver the bill to the Hon. the Senate, and inform them, that this Houſe do concur in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. J. Sands and Mr. Sanger, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *for ſurveying and eſtabliſhing certain diviſion lines and dividing certain lots in great lot number thirty-five, in the Hardenbergh patent*," with the amendments therewith delivered.

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

Mr. Wood, from the committee of the whole Houſe, on the bill, entitled " An act *for the payment of certain officers of government and other contingent expences*," reported, that in proceeding in the ſaid bill, a clauſe thereof with a preamble, was read, and is in the words following, viz.

And whereas by the act, entitled " An act for the ſupport of government," paſſed the 11th day of April, 1792, it is enacted that for the then preſent ſeſſion and at every ſeſſion of the Legiſlature in every year thereafter, the Preſident of the Senate and Speaker of the Houſe of Aſſembly ſhall each be entitled to receive thirty ſhillings for every day he ſhall attend in his ſtation, and that each Member of the Senate and Aſſembly ſhall be entitled to receive twenty ſhillings for every day he ſhall attend either of the ſaid Houſes reſpectively, and the like compenſation to the ſaid Preſident and Speaker, and to the other Members of the Legiſlature, for every thirty miles of the diſtance from the place of his reſidence, to the place of the meeting of the Legiſlature, both for travelling to and returning from the place of their ſaid meeting.

And foraſmuch as the prices of every neceſſary of life have ſince the above period been greatly enhanced, and a variety of circumſtances render it proper and expedient that the compenſation to the Members of the Legiſlature for the preſent ſeſſion, ſhould and ought to be augmented and raiſed. Therefore,

Be it enacted, That the ſaid Treaſurer ſhall pay, in addition to the allowances made and directed in and by the ſaid act above mentioned, to the Preſident of the Senate and Speaker of the Houſe of Aſſembly, for the preſent ſeſſion, the additional ſum of and to each and every of the Members of the Legiſlature for and during the preſent ſeſſion, the additional ſum of per day, to be paid to each of the ſaid Members of the Legiſlature reſpectively, in the manner directed and appointed in and by the ſaid act above mentioned.

That Mr. Morton made a motion, that the committee would agree to ſubſtitute in the room of the ſaid clauſe and preamble, the following clauſe, viz.

And be it further enacted, that the Treaſurer of this ſtate, be and he is hereby authoriſed and required, to pay to the Preſident of the Senate, the Speaker of the Aſſembly, and to the Members of the Legiſlature, and the officers attending the ſame, for their attendance at the preſent ſeſſion, the ſame compenſation which was by law allowed to the Preſident of the Senate, the Speaker of the Aſſembly, and the Members of the Legiſlature, and the attendant officers at the laſt ſeſſion, and to be certified in the ſame manner, and that each officer ſhall alſo be entitled to an allowance of travel at the ſame rate as the Members of the Legiſlature; which was agreed to by the committee.

That the queſtion being put, whether the committee did agree to the clauſe ſo ſubſtituded, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr S. A. Barker	Mr Eaker	Mr Maſon	Mr Sears
Mr Benton	Mr Foote	Mr Metcalfe	Mr Speaker
Mr Bill	Mr Fort	Mr M'Clelland	Mr Taylor
Mr Bird	Mr Grey	Mr M'Kown	Mr Ten Broeck
Mr Blanchard	Mr Gettman	Mr M'Niel	Mr Thompſon
Mr Bockee	Mr Griſwold	Mr Moffatt	Mr Tylee
Mr Brayton	Mr Halſey	Mr Morſe	Mr Tyler
Mr Breeſe	Mr Hauſbrook	Mr Morton	Mr Vandevoort
Mr Brett	Mr Henry	Mr Naſh	Mr Van Eps
Mr Brown	Mr Hochſtraſſer	Mr Oakley	Mr S. Veeder
Mr Burr	Mr Hoffman	Mr Ogden	Mr P. Veeder
Mr Cade	Mr Hogeboom	Mr Oliver	Mr Verplanck
Mr John Carpenter	Mr Holcomb	Mr Pearce	Mr Voſburgh
Mr Chipman	Mr Hyde	Mr Pearſall	Mr Warner
Mr Clark	Mr Kiſſam	Mr Poſt	Mr Wendell
Mr Comſtock	Mr Lamb	Mr Prince	Mr Wheeler
Mr Conyne	Mr Lanſing	Mr Rice	Mr White
Mr Coryell	Mr Leland	Mr Ryerſs	Mr Will
Mr Crane	Mr Leonard	Mr Savage	Mr Williamſon
Mr Davis	Mr Little	Mr Schuyler	Mr Youngs 81
Mr DeWitt			

For the Negative.

Mr J. Barker	Mr Cooley	Mr Marvin	Mr John Smith
Mr Blanch	Mr Cornwall	Mr Miller	Mr Jacob Smith
Mr Bruyn	Mr Landon	Mr Joſhua Smith	Mr Teed 12

Mr. Wood reported further progreſs, and obtained leave to ſit again.

The Houſe adjourned until 4 o'clock this afternoon.

Four o'Clock, P. M.

The Houſe met purſuant to adjournment.

The Hon. the Senate, purſuant to concurrent reſolutions of both Houſes of the Legiſlature, attended in the aſſembly chamber, to hold a conference on the amendments of this Houſe to the bill, entitled " An act relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton," which were not concurred in by the Hon. the Senate.

The bill and amendments were read.

By the ſaid amendments it is propoſed to alter the times of holding the courts of common pleas and general ſeſſions of the peace in the counties of Schohary and Saratoga.

Mr. Speaker with the Houſe attended the conference accordingly—and the conference being ended, the Senate withdrew.

Then the Houſe adjourned until nine o'clock to-morrow morning.

Thurſday, nine o'clock A. M. *March 30th*, 1797.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled " An act *for ſurveying and eſtabliſhing certain diviſion lines and dividing certain great lots in great lot No.* 35, *in the Hardenbergh patent.*" The bill and amendments were read, and the amendments being read a ſecond time, and conſidered ; Thereupon,

Reſolved, That this Houſe do not concur with the Hon. the Senate in their ſaid amendments.

Ordered, That Mr. Hogeboom and Mr. Holcomb deliver the bill, amendments and a copy of the preceding reſolution, to the Hon. the Senate.

The Houſe proceeded to the reconſideration of the amendments of the Hon. the Senate, to the bill, entitled " An act *for the relief of James Deſbroſſes, ſurviving executor of the laſt-will and teſtament of Elias Deſbroſſes, late of the city of New-York, merchant, deceaſed*," which were not concurred in by this Houſe, and adhered to by the Hon. the Senate. The bill and amendments were read and conſidered, and the amendments having been read and reconſidered ; Thereupon,

Reſolved, That this Houſe do recede from their reſolution of non-concurrence in the amendments of the Hon. the Senate to the ſaid bill.

Ordered, That Mr. Hogeboom and Mr. Holcomb deliver the bill to the Hon. the Senate, and inform them, that this Houſe have amended the ſame agreeably to the amendments of the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. Savage and Mr. Sanger, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe, to the bill, entitled " An act *for the relief of John B. Coles*," and have amended the bill accordingly.

Ordered, That Mr. Holcomb and Mr. Hyde return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Savage and Mr. Sanger, with the bill therein mentioned, was read, that the Senate do adhere to their reſolution of non-concurrence in the amendments of this Houſe to the bill, entitled " An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton.*" Thereupon,

Reſolved, That this Houſe do recede from their amendments to the ſaid bill, which were not concurred in by the Hon. the Senate, and adhered to by this Houſe.

Ordered, That Mr. Holcomb and Mr. Hyde deliver the bill with a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Savage and Mr. Sanger, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *for the relief of Henry Schoonmaker*," without amendment.

Ordered, That Mr. Hyde and Mr. Kiſſam deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Savage and Mr. Sanger,

with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for the relief of James Jordan and others*," with the amendments therewith delivered. The bill and amendments were read, one of which amendments was to expunge the firſt clauſe of the bill, granting bounty lands to James Jordan; a motion was made that the Houſe do concur with the Hon. the Senate in their ſaid amendment; debates were had thereon, and the queſtion being put, whether the Houſe do concur with the Hon. the Senate in their ſaid amendment, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Clark	Mr Lamb	Mr Ryerſs	
Mr J. Barker	Mr Comſtock	Mr Leland	Mr Schuyler	
Mr Benton	Mr Crane	Mr Little	Mr Taylor	
Mr Bill	Mr Davis	Mr Maſon	Mr Teed	
Mr Bird	Mr Fort	Mr M'Kown	Mr Tylee	
Mr Blanch	Mr Grey	Mr M'Neil	Mr Tyler	
Mr Blanchard	Mr Griſwold	Mr Moffatt	Mr Vosburgh	
Mr Brayton	Mr Henry	Mr Ogden	Mr Warner	
Mr Brown	Mr Hochſtraſser	Mr Pearce	Mr Wendell	
Mr Cade	Mr Hoffman	Mr Pearſall	Mr Wheeler	
Mr Campbell	Mr Hogeboom	Mr Poſt	Mr Will	
Mr John Carpenter	Mr Holcomb	Mr Prince	Mr Williamſon	
Mr Chipman	Mr Kiſsam	Mr Rice	Mr Youngs	52

For the Negative.

Mr S. A. Barker	Mr Eaker	Mr Metcalfe	Mr John Smith	
Mr Bockee	Mr Foote	Mr Miller	Mr Jacob Smith	
Mr Breeſe	Mr Gettman	Mr M'Clelland	Mr Ten Broeck	
Mr Bruyn	Mr Halſey	Mr M'Kinſtry	Mr Thompſon	
Mr Burr	Mr Hausbrook	Mr Morton	Mr Vandevoort	
Mr Conyne	Mr Hyde	Mr Oakley	Mr S. Veeder	
Mr Cornwall	Mr Landon	Mr Oliver	Mr Verplanck	
Mr Coryell	Mr Lanſing	Mr Savage	Mr White	
Mr Crawford	Mr Leonard	Mr Sears	Mr Wood	39
Mr DeWitt	Mr Marvin	Mr Joshua Smith		

A motion was then made that the further conſideration of the ſaid amendments be poſtponed until to-morrow; and the queſtion being put thereon, it was carried in the affirmative. Thereupon,

Ordered, That the further conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Senate, delivered by Mr. Sanger and Mr. Schenck, with the bill therein mentioned, was read, that the Senate do not concur in the three amendments deſignated for that purpoſe, and do concur in the other amendments of this Houſe to the bill, entitled "An act *concerning the ſalt ſprings in the county of Onondaga*."

Ordered, That the conſideration of the ſaid amendments be poſtponed until to-morrow.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Sanger and Mr. Schenck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to increaſe the number of firemen in the city of Albany*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Kiſſam and Mr. Lamb deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Sanger and Mr. Schenck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to regulate buildings within certain limits of the city of Albany*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Lamb and Mr. Landon deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Sanger and Mr. Schenck, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *authorizing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch*," with the amendments therewith delivered.

The bill and amendments were read, and the amendments being read a ſecond time,

were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Lamb and Mr. Landon deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Sanger and Mr. Schenck, was read, and is in the words following, to wit:

Reſolved (if the Hon. the Aſſembly concur herein) That his Excellency the Governor be requeſted to hire a houſe in the city of Albany, for his accommodation, whenever he may deem his reſidence to be neceſſary or proper in the ſaid city.

Reſolved, That this Houſe do not concur with the Hon. the Senate in their ſaid reſolution.

Ordered, That Mr. Kiſſam and Mr. Lamb deliver a copy of the preceding reſolution of non-concurrence to the Hon. the Senate.

A motion was made that the Houſe ſhould agree to a reſolution, in the words following, viz.

Reſolved (if the Hon. the Senate concur herein) That his Excellency the Governor be authoriſed to hire a houſe in the city of Albany, for his accommodation, whenever he may deem his reſidence to be neceſſary or proper in the ſaid city, and that the Legiſlature will make proviſion for defraying the expence thereof.

Mr. Speaker put the queſtion, whether the Houſe did agree to the ſaid reſolution, and it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Davis	Mr Little	Mr Sears
Mr J. Barker	Mr Baker	Mr M'Kinſtry	Mr Ten Broeck
Mr Bill	Mr Foot	Mr M'Kown	Mr Tylee
Mr Blanchard	Mr Grey	Mr M'Niel	Mr Vandevoort
Mr Brayton	Mr Gertman	Mr Moſhier	Mr Van Eps
Mr Brown	Mr Griſwold	Mr Morſe	Mr P. Veeder
Mr Burr	Mr Henry	Mr Nash	Mr Veeplanck
Mr Cade	Mr Hochſtraſſer	Mr Ogden	Mr Warner
Mr Campbell	Mr Hoffman	Mr Pearce	Mr Wendell
Mr John Carpenter	Mr Halcomb	Mr Platt	Mr White
Mr Chipman	Mr Hyde	Mr Poſt	Mr Will
Mr Clark	Mr Kiſſam	Mr Primee	Mr Williamſon
Mr Cohyne	Mr Lamb	Mr Rice	Mr Wood
Mr Coryell	Mr Lanſing	Mr Ryerſs	Mr Youngs
Mr Crawford	Mr Leland	Mr Schuyler	

For the Negative.

Mr S. A. Barker	Mr Crane	Mr Maſon	Mr Joshua Smith
Mr Benton	Mr DeWitt	Mr Mercalfe	Mr John Smith
Mr Bird	Mr Halſey	Mr Miller	Mr Jacob Smith
Mr Blanch	Mr Hausbrouck	Mr M'Clelland	Mr Taylor
Mr Bockee	Mr Hogeboom	Mr Oakley	Mr Teed
Mr Bruyn	Mr Landon	Mr Oliver	Mr Thompſon
Mr Comſtock	Mr Leonard	Mr Pearſall	Mr S. Veeder
Mr Cornwell	Mr Marvin	Mr Savage	Mr Wheeler 32

Ordered, That Mr. Kiſſam and Mr. Lamb deliver a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, delivered by Mr. Spencer and Mr. Silveſter, with the bill, entitled "An act *for the relief of the tenants of Peter Smith and others*," was read, that the Senate have amended the ſaid bill pursuant to the amendments of this Houſe which were concurred in by the Hon. the Senate.

Ordered, That Mr. Landon and Mr. Lanſing return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Spencer and Mr. Silveſter, with the bill, entitled "An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton*," was read, that the Senate have amended the ſaid bill pursuant to the amendments of this Houſe, which were concurred in by the Hon. the Senate.

Ordered, That Mr. Landon and Mr. Lanſing return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Spencer and Mr. Silveſter, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *to amend an act, entitled "An act to incorporate the ſtockholders of the bank of Albany*," with the amendment therewith delivered.

The bill and amendment were read, and the amendment being read a ſecond time, was concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Landon and Mr. Lanſing deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in the amendment to the ſaid bill, and have amended the ſame accordingly.

A copy of a resolution of the Hon. the Senate, also delivered by Mr. Spencer and Mr. Silvester, was read, that the Senate do concur with this House in their resolution, as entered on this day's Journals, relative to authorising his Excellency the Governor to hire a house in the city of Albany for his accommodation.

Mr. Wood, from the committee of the whole House, on the bill, entitled "An act *for the payment of certain officers of government, and other contingent expences*," reported, that in proceeding in the said bill, a paragraph in the eighth enacting clause thereof was read, and is in the words following, viz.

To the Attorney-General at and after the rate of per annum, in addition to the sum stipulated and allowed in and by the said act, from the time he entered upon his office until the first day of July next.

That a motion was made, that the said paragraph should be expunged; That debates were had thereon, and the question being put, whether the committee did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Crane	Mr Miller	Mr Jacob Smith
Mr S. A. Barker	Mr DeWitt	Mr M'Clelland	Mr Taylor
Mr Blanch	Mr Grey	Mr Moffat	Mr Teed
Mr Bockee	Mr Gettman	Mr Oakley	Mr Ten Broeck
Mr Bruyn	Mr Halsey	Mr Oliver	Mr Thompson
Mr Cade	Mr Hausbrook	Mr Pearce	Mr S. Veeder
Mr John Carpenter	Mr Hyde	Mr Platt	Mr P. Veeder
Mr Clark	Mr Landon	Mr Savage	Mr Vosburgh
Mr Comstock	Mr Leonard	Mr Sears	Mr Warner
Mr Cornwall	Mr Marvin	Mr Joshua Smith	Mr Wheeler 43
Mr Conyell	Mr Mason	Mr John Smith	

For the Negative.

Mr Bill	Mr Griswold	Mr M'Kown	Mr Speaker
Mr Bird	Mr Henry	Mr M'Neil	Mr Tylee
Mr Blanchard	Mr Hochstrasser	Mr Morton	Mr Tyler
Mr Beele	Mr Hogeboom	Mr Ogden	Mr Vandevoort
Mr Brown	Mr Holcomb	Mr Post	Mr Van Eps
Mr Conyne	Mr Lamb	Mr Prince	Mr Wendell
Mr Davis	Mr Lansing	Mr Rice	Mr White
Mr Baker	Mr Little	Mr Ryers	Mr Will
Mr Foote	Mr Metcalfe	Mr Schuyler	Mr Williamson 37
Mr Fort			

That in proceeding further in the said bill, another paragraph in the said enacting clause was read, and is in the words following, viz.

To the Secretary of this state the sum of in addition to the sum stipulated and allowed in and by the act, entitled "An act allowing an annual salary to the Secretary of this state."

That a motion was made, that the said paragraph should be expunged; That debates were had thereon, and the question being put, whether the committee did agree thereto, it was carried in the affirmative, in manner following, viz.

For the Affirmative.

Mr S. A. Barker	Mr Davis	Mr Metcalfe	Mr Joshua Smith
Mr J. Barker	Mr DeWitt	Mr Miller	Mr John Smith
Mr Bird	Mr Baker	Mr M'Kinstry	Mr Jacob Smith
Mr Blanch	Mr Fort	Mr M'Niel	Mr Taylor
Mr Bonkee	Mr Grey	Mr Moffatt	Mr Teed
Mr Breese	Mr Griswold	Mr Morse	Mr Ten Broeck
Mr Bruyn	Mr Halsey	Mr Nash	Mr Thompson
Mr Cade	Mr Hausbrook	Mr Oakley	Mr Tyler
Mr Campbell	Mr Hogeboom	Mr Oliver	Mr Van Eps
Mr John Carpenter	Mr Holcomb	Mr Pearce	Mr Verplanck
Mr Clark	Mr Hyde	Mr Platt	Mr Vosburgh
Mr Comstock	Mr Landon	Mr Prince	Mr Warner
Mr Conyne	Mr Lansing	Mr Savage	Mr Wendell
Mr Cornell	Mr Leland	Mr Schuyler	Mr Wheeler
Mr Crane	Mr Leonard	Mr Sears	Mr White 62
Mr Crawford	Mr Marvin		

For the Negative.

Mr Benton	Mr Hochstrasser	Mr Ogden	Mr Tylee
Mr Bill	Mr Hoffman	Mr Pearsall	Mr Vandevoort
Mr Blanchard	Mr Kissam	Mr Post	Mr S. Veeder
Mr Brown	Mr Lamb	Mr Rice	Mr Will
Mr Burr	Mr Little	Mr Ryers	Mr Williamson
Mr Cornwall	Mr Mason	Mr Speaker	Mr Young 26
Mr Foote	Mr Morgan		

Mr. Wood further reported, that the committee had gone through the bill, made amendments, added clauses and filled up the blanks, which he was directed to report to the House; and he read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

Ordered, That the bill as amended be engroſſed.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Chief Juſtice Yates, was read, that it does not appear improper to the Council, that the following bills ſhould ſeverally become laws of this ſtate, viz. the bill, entitled "An act *to incorporate the ſtockholders of the Hamilton Manufacturing Society*;" the bill, entitled "An act *to regulate ferries within this ſtate*;" the bill, entitled "An act *reſpecting Union College, and for other purpoſes therein mentioned*;" the bill, entitled "An act *for the relief of the Canadian and Nova-Scotia refugees*; the bill, entitled "An act *to continue in force an act, entitled "An act for increaſing the compenſation to the meaſurers of grain and the inſpectors of flour and meal within this ſtate*," and the bill, entitled "An act *for the eſtabliſhment and ſupport of a Lazaretto.*"

Then the Houſe adjourned until nine o'clock to-morrow morning.

Friday, 9 o'clock A. M. March 31ſt, 1797.

A meſſage from the Hon. the Senate, delivered by Mr. Silveſter and Mr. Strong, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for extinguiſhing fires in the village of Jamaica, in Queens county*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Landon and Mr. Lanſing deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Silveſter and Mr. Strong, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for laying out lot number one, in the town of Hannibal, in the county of Onondaga, into city lots, and for other purpoſes therein mentioned*," with the amendments therewith delivered. The bill and amendments were read, one of the amendments was to the title, the altered title is, "An act *for laying out part of lot number one, in the town of Hannibal, in the county of Onondaga, into lots, and for other purpoſes therein mentioned*," and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Landon and Mr. Lanſing deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Silveſter and Mr. Strong, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act *for opening the navigation between Lake-Erie and Lake-Ontario*," with the amendments therewith delivered. The bill and amendments were read, and the amendments being read a ſecond time; Thereupon,

Ordered, That the conſideration of the ſaid amendments be poſtponed until the firſt day of July next.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the the bill, entitled "An act *for the relief of John B. Coles, and to provide for the laying out of new roads*," and the bill, entitled "An act *granting to Anthony Dobbin and James Tuſtin an excluſive right of running ſtage-waggons and other carriages between the town of Goſhen and the city of New-York*," ſhould become laws of this ſtate.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *for the relief of James Jordan and others.*"

Mr. Marvin made a motion, that the further conſideration of the ſaid amendments be poſtponed until Tueſday next. Debates were had thereon, and the queſtion being put, whether the Houſe did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Baldwin	Mr Comſtock	Mr Hyde	Mr Taylor
Mr J. Barker	Mr Cooley	Mr Little	Mr Thompſon
Mr Benton	Mr Crane	Mr Maſon	Mr Tyler
Mr Bill	Mr Davis	Mr M'Kown	Mr P. Veeder
Mr Bird	Mr Foote	Mr M'Niel	Mr Voſburgh
Mr Blanch	Mr Fort	Mr Moffatt	Mr Warner
Mr Blanchard	Mr Grey	Mr Morſe	Mr Wendell
Mr Brayton	Mr Gettman	Mr Morton	Mr Wheeler
Mr Brown	Mr Griſwold	Mr Ogden	Mr White
Mr Cade	Mr Henry	Mr Pearce	Mr Will
Mr Campbell	Mr Hogeboom	Mr Poſt	Mr Williamſon
Mr John Carpenter	Mr Holcomb	Mr Rice	Mr Youngs
Mr Chipman			49

For the Affirmative.

Mr S. A. Barker	Mr Eaker	Mr Metcalfe	Mr Joſhua Smith	
Mr Bockee	Mr Halſey	Mr M'Clelland	Mr John Smith	
Mr Breeſe	Mr Hauſbrook	Mr Naſh	Mr Jacob Smith	
Mr Bruyn	Mr Hochſtraſſer	Mr Oakley	Mr Teed	
Mr Burr	Mr Hoffman	Mr Oliver	Mr Ten Broeck	
Mr Clark	Mr Kiſſam	Mr Pearſall	Mr Vandevoort	
Mr Conyne	Mr Lamb	Mr Platt	Mr Van Eps	
Mr Cornwall	Mr Landon	Mr Savage	Mr S. Veeder	
Mr Coryell	Mr Lanſing	Mr Schuyler	Mr Verplanck	
Mr Crawford	Mr Leonard	Mr Sears	Mr Wood	41
Mr DeWitt	Mr Marvin			

Mr. Bird then made a motion, that the Houſe ſhould concur with the Hon. the Senate in their amendments. That debates were had thereon, and the queſtion being put, whether the Houſe did agree thereto, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Cooley	Mr Maſon	Mr Tylee	
Mr J. Barker	Mr Crane	Mr Metcalfe	Mr Tyler	
Mr Bill	Mr Davis	Mr M'Kown	Mr Van Eps	
Mr Bird	Mr Fort	Mr M'Neil	Mr P. Veeder	
Mr Blanch	Mr Grey	Mr Moffat	Mr Verplanck	
Mr Blanchard	Mr Griſwold	Mr Morſe	Mr Vosburgh	
Mr Brayton	Mr Henry	Mr Nash	Mr Wendell	
Mr Brown	Mr Hoffman	Mr Ogden	Mr Wheeler	
Mr Cade	Mr Hogeboom	Mr Pearce	Mr White	
Mr Campbell	Mr Holcomb	Mr Poſt	Mr Williamſon	
Mr John Carpenter	Mr Hyde	Mr Rice	Mr Wood	
Mr Chipman	Mr Leland	Mr Ryerſs	Mr Youngs	51
Mr Comſtock	Mr Little	Mr Taylor		

For the Negative.

Mr S. A. Barker	Mr DeWitt	Mr Marvin	Mr Joshua Smith	
Mr Benton	Mr Eaker	Mr Miller	Mr John Smith	
Mr Bockee	Mr Foote	Mr M'Clelland	Mr Jacob Smith	
Mr Beeſe	Mr Gettman	Mr Morton	Mr Teed	
Mr Bruyn	Mr Halſey	Mr Oakley	Mr Ten Broeck	
Mr Burr	Mr Hausbrook	Mr Oliver	Mr Thompſon	
Mr Clark	Mr Hochſtraſser	Mr Pearſall	Mr Vandevoort	
Mr Conyne	Mr Kiſsam	Mr Platt	Mr S. Veeder	
Mr Cornwall	Mr Lamb	Mr Savage	Mr Warner	
Mr Coryell	Mr Landon	Mr Schuyler	Mr Will	43
Mr Crawford	Mr Leonard	Mr Sears		

And the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Leland and Mr. Leonard deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

Mr. Holcomb, from the ſelect committee to whom was committed the bill, entitled "An act *for the better extinguiſhing fires in the village of Catſkill, in the county of Albany*," reported, that the committee had gone through the bill and filled up the blanks, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

Reſolved, That the petition of Thomas M'Kinſtry, preſented to this Houſe, and the vouchers accompanying the ſame, be referred to the Comptroller of this ſtate, to report a ſtate of facts together with his opinion thereon, to the Legiſlature at their next ſeſſion.

Two ſeveral meſſages from the Hon. the Senate, delivered by Mr. Strong and Mr. Tappen, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled "An act *to amend an act, entitled "An act for the partition of lands*," and the bill entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*," with the amendments therewith delivered.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate, to the bill, entitled "An act *to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh*." The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Leonard and Mr. Little deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Sen-

ate, to the bill, entitled " An act *to amend an act, entitled " An act for the partition of lands.*" The bill and amendments were read, and the amendments being read a ſecond time, and conſidered ; Thereupon,

Reſolved, That this Houſe do concur with the Hon. the Senate in their amendments deſignated for that purpoſe in the margin of the ſaid amendments, and do not concur in their other amendments to the ſaid bill.

Ordered, That Mr. Little and Mr. Marvin deliver the bill and a copy of the preceding reſolution to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Strong and Mr. Tappen, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act *relative to the Treaſurer of this ſtate*," without amendment.

Ordered, That Mr. Little and Mr. Marvin deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled " An act *relative to certain lands held in truſt by the late Peter Remſen*," and the bill, entitled " An act *relative to the courts of common pleas and general ſeſſions of the peace in the county of Clinton*," ſhould ſeverally become laws of this ſtate.

Reſolved, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled " An act *for the relief of John Joyce*," and that the petition, with the vouchers accompanying the ſame, be referred to the Comptroller, to report a ſtate of facts with his opinion thereon, to the Legiſlature at their next ſeſſion.

Mr. Blanchard, from the committee of the whole Houſe, on the bill, entitled " An act *altering the time of holding the circuit court in the county of Renſſelaer*," reported, that the committee had gone through the bill, added a clauſe, and altered the title, that the altered title is, " An act *for altering the time of holding the circuit court in the county of Renſſelaer, and for other purpoſes*," which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

The Hon. the Senate returned, by Mr. Ten Eyck and Mr. Thompſon, the bill, entitled " An act *to aſcertain and alter the line of diviſion between the counties of Montgomery and Herkimer ;*" the bill, entitled " An act *for the relief of James Deſbroſſes and Iſaac Sniffen ;*" the bill, entitled " An act *to increaſe the number of firemen in the city of Albany ;*" the bill, entitled " An act *to regulate buildings within certain limits of the city of Albany*," and the bill, entitled " An act *authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax for defraying the expence of lighting the lamps, and for the ſupport of a night-watch.*"

Ordered, That Mr. Marvin and Mr. Maſon deliver the five laſt mentioned bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Ten Eyck and Mr. Thompſon, with the bill therein mentioned was read, that the Senate do adhere to their amendments to the bill, entitled " An act *to amend an act, entitled " An act for the partition of lands.*" Thereupon,

Reſolved, That this Houſe do recede from their reſolution of nonconcurrence to the ſaid amendments.

Ordered, That Mr. Maſon and Mr. Metcalfe deliver the bill to the Hon. the Senate, and inform them, that this Houſe have amended the ſame purſuant to the amendments of the Hon. the Senate.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Benſon, was read, that it does not appear improper to the Council, that the following bills ſhould ſeverally become laws of this ſtate, viz. the bill, entitled " An act *to regulate buildings within certain limits of the city of Albany ;*" the bill, entitled " An act *to encreaſe the number of firemen in the city of Albany ;*" the bill, entitled " An act *for the relief of James Deſbroſſes and Iſaac Sniffen ;*" the bill, entitled " An act *to aſcertain and alter the line of diviſion between the counties of Montgomery and Herkimer ;*" the bill entitled " An act *relative to the Treaſurer of this ſtate*," and the bill, entitled " An act *to amend an act, entitled " An act to incorporate the bank of Albany.*" .

The bill, entitled " An act *for altering the time of holding the circuit court in the county of Renſſelaer, and for other purpoſes*," with the engroſſed amendments, was read the third time, and paſſed.

Ordered, That Mr. Metcalfe and Mr. Miller deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill with the amendments therewith delivered.

The Hon. the Senate, returned by Mr. Thompſon and Mr. Tillotſon, the bill, entitled "An act *for the relief of William Moulton.*"

A meſſage from the Hon. the Senate, alſo delivered by Mr. Thompſon and Mr. Tillotſon, was read, that the Senate have paſſed the bill, entitled "An act *to enable St. John Honeywood to continue an attorney in certain cauſes*," without amendment.

Ordered, That Mr. Metcalfe and Miller deliver the two laſt mentioned bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Benſon, was read, that it does not appear improper to the Council, that the bill, entitled "An act *for the relief of Henry Schoonmaker*," ſhould become a law of this ſtate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the city of New-York as to the poor who have not gained any ſettlement in this ſtate*," reported, that in proceeding in the ſaid bill, a paragraph of the firſt enacting clauſe thereof was read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, and it is hereby enacted by the authority of the ſame, That the expence and charge of ſupporting all ſuch poor who are not citizens of either of the United States of America, and have not gained any ſettlement in this ſtate, *as now are* maintained in the Alms-Houſe of the city of New-York, ſhall from and after the firſt day of May next be paid by this ſtate.

A motion was made, that the ſaid paragraph ſhould be expunged; that debates were had thereon, and the queſtion being put, whether the committee did agree thereto, it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr Bird	Mr Hochſtraſſer	Mr Platt	Mr Vandevoort
Mr Brown	Mr Hoffman	Mr Poſt	Mr Van Eps
Mr Burt	Mr Lamb	Mr Prince	Mr P. Veeder
Mr John Carpenter	Mr Landon	Mr Rice	Mr Wendell
Mr Clark	Mr Little	Mr Schuyler	Mr Wheeler
Mr Conyne	Mr Marvin	Mr Joshua Smith	Mr White
Mr Cornwall	Mr M'Niel	Mr John Smith	Mr Will
Mr Davis	Mr Moffatt	Mr Speaker	Mr Williamſon
Mr Baker	Mr Morton	Mr Ten Broeck	Mr Wood
Mr Grey	Mr Nash	Mr Tylee	Mr Youngs 43
Mr Hausbrook	Mr Ogden	Mr Tyler	

For the Affirmative.

Mr Baldwin	Mr Crane	Mr Leonard	Mr Savage
Mr S. A. Barker	Mr Fort	Mr Maſon	Mr Sears
Mr Benton	Mr Griſwold	Mr Metcalfe	Mr Jacob Smith
Mr Blanchard	Mr Halſey	Mr M'Clelland	Mr Taylor
Mr Bockee	Mr Henry	Mr M'Kown	Mr Teed
Mr Brayton	Mr Hogeboom	Mr Morſe	Mr Thompſon
Mr Bruyn	Mr Halcomb	Mr Oakley	Mr S. Veeder
Mr Cade	Mr Hyde	Mr Oliver	Mr Verplanck
Mr Campbell	Mr Lanſing	Mr Pearce	Mr Warner 38
Mr Coryell	Mr Leland		

Mr. Foote reported further progreſs, and obtained leave to ſit again.

Then the Houſe adjourned until 4 o'clock this afternoon.

Four o'Clock, P. M.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Tillotſon and Mr. Vail, accompanying a meſſage from his Excellency the Governor; the report of the commiſſioners relative to the claim of the Stockbridge Indians, and alſo the treaty made on the part of this ſtate with the agents of the Mohawk tribe of Indians, was read, and is in the words following, viz.

Reſolved, That the Legiſlature approve of the agreement made by the agents appointed for that purpoſe, with the Mohawk Indians, and alſo of the report of the ſaid agents relative to the claims of the Stockbridge Indians, and that his Excellency the Governor be and is hereby deſired to cauſe the ſaid agreement to be depoſited and recorded in the Secretary's office and to cauſe the ſaid report to be filed in the ſaid Secretary's office, and a copy thereof to be tranſmitted to the ſaid Stockbridge Indians.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Metcalfe and Mr. Miller deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled "An act *for the relief of the city of New-York as to the poor who have not gained any ſettlement in this ſtate*," reported the proceedings of the committee to have been as follows, viz.

That Mr. Metcalfe made a motion, that the bill be rejected; That debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Metcalfe, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr John Carpenter	Mr Hausbrook	Mr Oliver	
Mr S. A. Barker	Mr Clark	Mr Henry	Mr Pearce	
Mr J. Barker	Mr Comſtock	Mr Hogeboom	Mr Savage	
Mr Penton	Mr Cooley	Mr Hyde	Mr Sears	
Mr Bill	Mr Crane	Mr Lanſing	Mr Jacob Smith	
Mr Blanchard	Mr Crawford	Mr Leland	Mr Taylor	
Mr Bockee	Mr DeWitt	Mr Metcalfe	Mr Teed	
Mr Brayton	Mr Fort	Mr M'Clelland	Mr Thompſon	
Mr Bruyn	Mr Gettman	Mr M'Kown	Mr S. Veeder	
Mr Cade	Mr Griſwold	Mr Oakley	Mr Vosburgh	
Mr Campbell	Mr Halſey	Mr Ogden	Mr Warner	44

For the Negative.

Mr Bird	Mr Hochſtraſser	Mr Nash	Mr Ten Broeck	
Mr Blanch	Mr Hoffman	Mr Pearſall	Mr Tylee	
Mr Brown	Mr Kiſsam	Mr Poſt	Mr Vandevoort	
Mr Burr	Mr Lamb	Mr Prince	Mr P. Veeder	
Mr Chipman	Mr Landon	Mr Rice	Mr Wendell	
Mr Conyne	Mr Little	Mr Ryerſs	Mr Wheeler	
Mr Cornwall	Mr Marvin	Mr Schuyler	Mr White	
Mr Coryell	Mr Miller	Mr Joshua Smith	Mr Will	
Mr Davis	Mr M'Niel	Mr John Smith	Mr Wood	
Mr Eaker	Mr Moffatt	Mr Speaker	Mr Youngs	41
Mr Grey				

That Mr. Hoffman made a motion, that the queſtion which was carried for rejecting the ſaid bill ſhould be reconſidered, which was carried in the affirmative. That the firſt enacting clauſe thereof was again read, and is in the words following, viz.

Be it enacted by the people of the ſtate of New-York, repreſented in Senate and Aſſembly, and it is hereby enacted by the authority of the ſame, That the expence and charge of ſupporting all ſuch poor who are not citizens of the United States of America, and who have not gained any ſettlement in this ſtate, as now are or hereafter may be maintained in the Alms-Houſe in the city of New-York, ſhall from and after the firſt day of May next, be paid by this ſtate; and that the keeper of the Alms-Houſe in the ſaid city of New-York, ſhall on the firſt Monday of December next, and on the firſt Monday in December in every year thereafter, deliver an account thereof on oath, to the Mayor, Recorder and Aldermen of the ſaid city, together with the examination of every ſuch poor perſon, or other proof, ſhewing that ſuch poor perſon is an object of charity, and not a citizen of either of the United States, and hath not gained any ſettlement in any part of this ſtate; And the ſaid Mayor, Recorder and Aldermen ſhall thereupon examine, audit and ſettle the ſaid accounts, and allow the ſame or ſuch part thereof as may be juſt, and make and ſign a certificate of the amount ſo allowed, and ſuch certificate and accounts, with the proofs and vouchers relating to the ſame, ſhall be delivered to the Comptroller of this ſtate, who ſhall thereupon examine the ſame, and if he ſhall find the ſame or any part thereof juſt, and warranted by the proofs, he ſhall draw a warrant on the Treaſurer for the payment of the ſame, or ſuch part thereof as he ſhall find to be juſt, to the Treaſurer or Chamberlain of the ſaid city, to be applied to the relief and ſupport of the poor of the ſaid city; and it is hereby made the duty of the Comptroller to report to the Legiſlature the number of the poor ſo ſupported, and the ſums expended for the purpoſes aforeſaid, at the commencement of their ſeſſions annually.

That Mr. Blanchard then made a motion, that the ſaid clauſe ſhould be expunged; Debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Blanchard, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Clark	Mr Hyde	Mr Savage	
Mr S. A. Barker	Mr Comſtock	Mr Lanſing	Mr Sears	
Mr J. Barker	Mr Cooley	Mr Leland	Mr Jacob Smith	
Mr Benton	Mr Crane	Mr Marvin	Mr Taylor	
Mr Bill	Mr Crawford	Mr Metcalfe	Mr Teed	
Mr Blanchard	Mr DeWitt	Mr M'Clelland	Mr Thompſon	
Mr Bockee	Mr Fort	Mr M'Kown	Mr S. Veeder	
Mr Brayton	Mr Gettman	Mr Nash	Mr P. Veeder	
Mr Bruyn	Mr Griſwold	Mr Oakley	Mr Verplanck	
Mr Cade	Mr Halſey	Mr Ogden	Mr Vosburgh	
Mr Campbell	Mr Hausbrook	Mr Oliver	Mr Warner	47
Mr John Carpenter	Mr Hogeboom	Mr Pearce		

For the Negative.

Mr Bird	Mr Hochſtraſser	Mr Pearſall	Mr Tylee
Mr Blanch	Mr Hoffman	Mr Poſt	Mr Tyler
Mr Breeſe	Mr Kiſsam	Mr Prince	Mr Vandevoort
Mr Brown	Mr Lamb	Mr Rice	Mr Wendell
Mr Burr	Mr Landon	Mr Ryerſs	Mr Wheeler
Mr Chipman	Mr Little	Mr Schuyler	Mr White
Mr Cornwall	Mr Miller	Mr Joshua Smith	Mr Will
Mr Coryell	Mr M'Neil	Mr John Smith	Mr Williamſon
Mr Davis	Mr Moffatt	Mr Speaker	Mr Wood
Mr Eaker	Mr Morton	Mr Ten Broeck	Mr Youngs. 41
Mr Grey			

Mr. Foote reported further progreſs, and obtained leave to ſit again.

Mr. Hoffman, from the committee of the whole Houſe, on the bill, entitled "An act *to provide for the payment of the annuities to the Indians ſtipulated to be paid by this ſtate*," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, were it was again read, agreed to by the Houſe.

The ſaid bill was read the third time, and paſſed.

Ordered, That Mr. Metcalfe and Mr. Miller deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the ſame without amendment.

Reſolved, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled "An act *for the relief of James Dunlap*," and that the ſame together with the documents accompanying it, be referred to the Comptroller, to report a ſtate of facts, together with his opinion thereon, to the Legiſlature at their next ſeſſion.

The engroſſed bill, entitled "An act *for the better extinguiſhing fires in the village of Catſkill, in the county of Albany*," was read the third time, and paſſed.

Ordered, That Mr. Miller and Mr. M'Clelland deliver the bill to the Hon. the Senate, and requeſt their concurrence.

Then the Houſe adjourned until ten o'clock to-morrow morning.

Saturday, ten o'clock A. M. *April 1ſt*, 1797.

The engroſſed bill, entitled "An act *for the payment of certain officers of government and other contingent expences*," was read the third time, and paſſed.

Ordered, That Mr. Miller and Mr. M'Clelland deliver the bill to the Hon. the Senate, and requeſt their concurrence.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Vail and Mr. Van Schoonhoven, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That Sarah I. Beekman and Catharine Hill, have leave to preſent to either Houſe of the Legiſlature at their next ſeſſion, a bill to confirm the partition of the lands mentioned in their petition, provided they previouſly cauſe a copy of their petition and this reſolution, to be publiſhed ſix weeks ſucceſſively, in the newſpaper printed by the Printer to this ſtate, and in one of the newſpapers printed in the county of Ulſter; to the end, that all perſons concerned, may have notice thereof, and ſhew cauſe, if any they have, why ſuch bill ſhould not paſs into a law.

Reſolved, That this Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. M'Clelland and Mr. M'Kown deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Vail and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act for conſtructing a road, and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady," with the amendments therewith delivered.

The Houſe proceeded to the conſideration of the amendments of the Hon. the Senate to the ſaid bill. The bill and amendments were read, and the amendments having been read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Miller and Mr. M'Clelland deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Vail and Mr. Van

Schoonhoven, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act for raiſing monies in the city of Hudſon for the ſupport of a night-watch," to which they requeſt the concurrence of this Houſe.

The ſaid bill was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read the ſecond time, and committed to a ſelect committee, conſiſting of the Members attending in this Houſe, from the county of Columbia.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Vail and Mr. Van Schoonhoven, with the bill therein mentioned, was read, that the Senate do recede from their reſolution of nonconcurrence to the amendments of this Houſe, to the bill, entitled " An act relative to the ſalt ſprings in the county of Onondaga," and that they have amended the ſame accordingly.

Ordered, That Mr. Miller and Mr. M'Clelland return the bill to the Hon. the Senate.

Mr. Foote, from the committee of the whole Houſe, on the bill, entitled " An act for the relief of the city of New-York, as to the poor who have not gained any ſettlement in this ſtate," reported, that the committee had gone through the bill, made amendments, added a clauſe and altered the title, that the altered title is, " An act to amend an act, entitled " An act for the better ſettlement and relief of the poor," which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Reſolved (if the Hon. the Senate concur herein) That the Surveyor-General of this ſtate be and he is hereby directed, to cauſe a ſurvey to be made of all the lands belonging to the people of this ſtate adjoining Niagara-river, and that he report ſuch ſurvey to the Legiſlature at their next ſeſſion, with an account of all perſons now in poſſeſſion of any part of ſuch land, and by what tenure they hold the ſame; and that the Treaſurer of this ſtate be and he is hereby authoriſed to advance the ſum of two hundred dollars for the purpoſe of making ſuch ſurvey.

Ordered, That Mr. Miller and Mr. M'Clelland deliver a copy of the preceding reſolution to the Hon. the Senate.

Mr. Hoffman, from the committee to whom was referred the petition of Willet Seaman, reported, that the act of the Legiſlature, granting relief to perſons having claims againſt forfeited eſtates, confines ſuch relief to perſons who were inhabitants of this ſtate on the 9th of July, 1776; that it appears by the ſaid petition and the documents accompanying the ſame, that the debt againſt the forfeited eſtates of Hugh Wallace and Iſaac Low, and which the petitioner prays may be paid to him from the proceeds of the ſaid forfeited eſtates now in the treaſury, was until the 10th of March, 1786, the property of Simon Fraſer, an inhabitant of Quebec, and that the petitioner has ſince become entitled to the ſame by aſſignment—For theſe reaſons the committee are of opinion, that it would be inexpedient to grant the prayer of the petitioner; which report was agreed to by the Houſe.

Mr. Hogeboom, from the ſelect committee to whom was committed the bill, entitled " An act for raiſing monies in the city of Hudſon for the ſupport of a night-watch," reported, that the committee had gone through the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

The ſaid bill was read the third time, and paſſed.

Ordered, That Mr. Oliver and Mr. Pearce, deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill without amendment.

The bill, entitled " An act for the relief of the city of New-York, as to the poor who have not gained any ſettlement in this ſtate," with the engroſſed amendments was read the third time, and paſſed.

Ordered, That Mr. M'Clellend and Mr. M'Kown deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill, with the amendments therewith delivered.

The Hon. the Senate returned, by Mr. White and Mr. Arndt, the bill, entitled " An act further to amend an act, entitled " An act for the partition of lands," and the bill, entitled " An act for the extinguiſhing fires in the village of Jamaica, in Queens county."

Ordered, That Mr. M'Kown and Mr. M'Niel deliver the two laſt mentioned bills to the Hon. the Council of Reviſion.

Two ſeveral meſſages rom the Hon. the Senate, alſo delivered by Mr. White and

Mr. Arndt, with the bills therein mentioned, were read, that the Senate have paſſed the bill, entitled " An act to eſtabliſh a juriſdiction line between the county of Saratoga and the town of Schenectady, and to repeal the act therein mentioned," and the bill, entitled " An act for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes," without amendment.

Ordered, That Mr. M'Kown and Mr. M'Niel deliver the two laſt mentioned bills to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. White and Mr. Arndt, with the bill therein mentioned, was read, that the Senate do concur with this Houſe in their amendments to the bill, entitled " An act altering the times of holding the circuit court in the county of Renſſelaer," and have amended the ſame accordingly.

Ordered, Mr. M'Clelland and Mr. M'Kown return the bill to the Hon. the Senate.

Reſolved (if the Hon. the Senate concur herein) That the Secretary of this ſtate be and he is hereby directed, immediately after the riſing of the Legiſlature, to cauſe a liſt of the titles of the acts paſſed the preſent ſeſſion of the Legiſlature to be publiſhed in one of the newſpapers printed in the city of Albany, and the newſpaper printed by the Printer to this ſtate.

Ordered, That Mr. M'Kown and Mr. M'Niel deliver a copy of the preceding reſolution to the Hon. the Senate.

Reſolved (if the Hon. the Senate concur herein) That a room in the building to be erected in the county of Albany, in conformity to an act, entitled " An act for erecting a public building in the county of Albany, and for other purpoſes," be appropriated to the uſe of the Clerks of the Senate and Aſſembly, as a place of depoſit, for the papers belonging to the Senate and Aſſembly reſpectively.

Ordered, That Mr. M'Kown and Mr. M'Niel deliver a copy of the preceding reſolution to the Hon. the Senate.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled " An act making proviſion for keeping in repair the bridge over the Mohawk-river below the Cohoes-falls," reported, that the committee had gone through the bill, made amendments and added clauſes, which he was directed to report to the Houſe ; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Ordered, That the committee of the whole Houſe be diſcharged from the further conſideration of the bill, entitled " An act relative to certain judges of the ſupreme court."

Mr. Brown, from the committee of the whole Houſe, on the bill, entitled " An act more effectually to diſcover and apprehend offenders in the city of New-York," reported, that in proceeding in the ſaid bill, Mr. Blanch made a motion that the ſaid bill ſhould be rejected ; That debates were had thereon, and the queſtion being put, whether the committee did agree to the motion of Mr. Blanch, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Gettman	Mr M'Kown	Mr Jacob Smith	
Mr J. Barker	Mr Griſwold	Mr M'Niel	Mr Taylor	
Mr Benton	Mr Halſey	Mr Moffatt	Mr Teed	
Mr Bill	Mr Hauſbrook	Mr Morſe	Mr Thompſon	
Mr Blanch	Mr Henry	Mr Naſh	Mr Tylee	
Mr Brayton	Mr Hochſtraſſer	Mr Oakley	Mr Tyler	
Mr Burr	Mr Hogeboom	Mr Ogden	Mr Vandevoort	
Mr Cade	Mr Holcomb	Mr Oliver	Mr Van Eps	
Mr Campbell	Mr Hyde	Mr Pearce	Mr S. Veeder	
Mr John Carpenter	Mr Kiſſam	Mr Pearſall	Mr P. Veeder	
Mr Clark	Mr Lamb	Mr Platt	Mr Voſburgh	
Mr Comſtock	Mr Landon	Mr Poſt	Mr Warner	
Mr Davis	Mr Leonard	Mr Prince	Mr Wendell	
Mr Eaker	Mr Little	Mr Savage	Mr Wheeler	
Mr Foote	Mr Marvin	Mr Schuyler	Mr Will	
Mr Fort	Mr Maſon	Mr Joſhua Smith	Mr Youngs	67
Mr Grey	Mr M'Clelland	Mr John Smith		

For the Negative.

Mr S. A. Barker	Mr Bruyn	Mr Crane	Mr Williamſon	
Mr Blanchard	Mr Conyne	Mr Metcalfe	Mr Wood	11
Mr Bockee	Mr Coryell	Mr Ten Broeck		

Thereupon, *Reſolved*, That the ſaid bill be and is hereby rejected.

The bill, entitled " An act making proviſion for keeping in repair the bridge over

the Mohawk-river below the Cohoe-falls," with the engroſſed amendments, was read the third time, and paſſed.

Ordered, That Mr. Moffatt and Mr. Morſe deliver the bill to the Hon. the Senate, and inform them, that this Houſe have paſſed the bill, with the amendments therewith delivered.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Bronk and Mr. Cantine, was read, that the Senate do concur with this Houſe in their reſolution, as entered on the Journals this day, relative to publiſhing the titles of the acts paſſed the preſent ſeſſion of the Legiſlature.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Bronk and Mr. Cantine, was read, that the Senate do concur with this Houſe in their reſolution, as entered on the Journals of this day, relative to the appropriating a room in the public building to be erected in the county of Albany to the uſe of the Clerks of the Senate and Aſſembly, as a place of depoſit for the papers belonging to the Senate and Aſſembly reſpectively.

The Hon. the Senate returned, by Mr. Bronk and Mr. Cantine, the bill, entitled "An act for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady."

Ordered, That Mr. M'Neil and Mr. Brown deliver the bill to the Hon. the Council of Reviſion.

Then the Houſe adjourned until four o'clock this afternoon.

Four o'Clock, P. M.

A Meſſage from the Hon. the Senate, delivered by Mr. Frey and Mr. Gold, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act for the better extinguiſhing fires in the village of Catſkill, in the county of Albany," without amendment.

Ordered, That Mr. Oakley and Mr. Oliver deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Frey and Mr. Gold, with the bill therein mentioned, was read, that the Senate do concur with this Houſe in part of their amendments, and do not concur in their other amendment to the bill, entitled "An act making proviſion for keeping in repair the bridge over the Mohawk-river below the Cohoes-fall."

The Houſe procceded to the conſideration of their ſaid amendment which was not concurred in by the Hon. the Senate. Mr. Speaker put the queſtion, whether the Houſe did recede from their ſaid amendment, and it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Halſey	Mr M'Clelland	Mr Teed	
Mr S. A. Barker	Mr Hausbrook	Mr Oliver	Mr Vandevoort	
Mr Blanch	Mr Hochſtraſſer	Mr Pearce	Mr S. Veeder	
Mr Bockee	Mr Kiſſam	Mr Pearſall	Mr P. Veeder	
Mr Bruyn	Mr Landon	Mr Platt	Mr Wheeler	
Mr Clark	Mr Leonard	Mr Ryerſs	Mr White	
Mr Conyne	Mr Marvin	Mr Savage	Mr Williamſon	
Mr Crane	Mr Maſon	Mr Joshua Smith	Mr Wood	35
Mr Davis	Mr Miller	Mr Jacob Smith		

For the Negative.

Mr Benton	Mr Comſtock	Mr Lamb	Mr Thompſon	
Mr Bird	Mr Foote	Mr Metcalfe	Mr Tyler	
Mr Blanchard	Mr Fort	Mr M'Niel	Mr Verplanck	
Mr Brayton	Mr Grey	Mr Morſe	Mr. Vosburgh	
Mr Burr	Mr Henry	Mr Oakley	Mr Warner	
Mr Cade	Mr Hoffman	Mr Rice	Mr Wendell	
Mr Campbell	Mr Hogeboom	Mr Taylor	Mr Youngs	29
Mr John Carpenter				

Mr. Bird then made a motion, that the Houſe ſhould agree to reconſider the ſaid queſtion.

Mr. S. A. Barker then made a motion, that the conſideration of the queſtion propoſed by the motion of Mr. Bird, ſhould be poſtponed until Monday, which was carried in the affirmative.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Juſtice Lanſing, was read, that it does not appear improper to the Council, that the following bills ſhould ſeverally become laws of this ſtate, viz. The bill, entitled "An act for the relief of William Moulton;" the bill, entitled "An act for extinguiſhing fires in the village of Jamaica, in Queens county;" the bill, entitled "An act further to amend

an act, entitled "An act for the partition of lands;" the bill, entitled "An act to eſtabliſh a juriſdiction line between the county of Saratoga and the town of Schenectady, and to repeal the act therein mentioned;" the bill, entitled "An act for apportioning the poor of the late town of Saratoga among the towns therein mentioned, and for other purpoſes;" the bill, entitled "An act for conſtructing a road and eſtabliſhing and erecting turnpikes between the city of Albany and the town of Schenectady," and the bill, entitled "An act for the better extinguiſhing fires in the village of Catſkill, in the county of Albany."

A meſſage from the Hon. the Council of Reviſion, alſo delivered by Mr. Juſtice Lanſing, together with the bill therein mentioned, was read, that the Council object againſt the bill, entitled "An act to enable St. John Honeywood to continue an attorney in certain cauſes," becoming a law of this ſtate, as inconſiſtent with the public good.

Becauſe the ſaid St. John Honeywood, at the time of his appointment and acceptance of the office of clerk of the county of Waſhington, was appriſed that by a law of this ſtate he was inhibited from practiſing as an attorney in any courts of which he was appointed clerk, and that he by ſuch acceptance made his choice, and thereby relinquiſhed his right of practiſing at the bar of thoſe courts.

Counſellors and attornies may, as vacancies ariſe, be frequently appointed clerks of courts—ſhould therefore this bill become a law, a precedent will be eſtabliſhed in ſimilar caſes, to encourage a ſuſpenſion of the good and beneficial effect of a law made for the wiſe purpoſes of guarding againſt the temptations and danger of unfair practice.

Ordered, That the conſideration of the ſaid objections be poſtponed until Monday next.

Mr. S. A. Barker, from the committee of the whole Houſe, on the bill, entitled "An act for promoting ſettlements on the Geneſee road, in the Oneida reſervation," reported, that the committee had gone through the bill and made amendments, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the amendments be engroſſed.

Ordered, That the petition of William Miller, together with the vouchers accompanying the ſame; the petition of Amos Schofield, together with the vouchers accompanying the ſame, and the petition of Mary Black, together with the vouchers accompanying the ſame, be referred to the Comptroller of this ſtate, and that he report a ſtate of facts, together with his opinion thereon, to the Legiſlature at their next ſeſſion.

Then the Houſe adjourned until nine o'clock on Monday morning next.

Monday, nine o'clock A. M. *April 3d*, 1797.

A meſſage from the Hon. the Senate, delivered by Mr. Gold and Mr. Gordon, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act for the payment of certain officers of government, and other contingent expences," with the amendments therewith delivered.—The bill and amendments were read; one of the ſaid amendments was to inſert a paragraph in the eighth ſection thereof, in the words following, viz.

To the Secretary of the ſtate the ſum of three hundred and ſeventy-five dollars, in addition to the ſum ſtipulated and allowed in and by the act for allowing an annual ſalary to the ſaid Secretary; And the queſtion being put, whether the Houſe did concur with the Hon. the Senate in their ſaid amendment, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr J. Barker	Mr Fort	Mr M'Niel	Mr Tylee
Mr Benton	Mr Grey	Mr Morſe	Mr Tyler
Mr Bill	Mr Hochſtraſſer	Mr Ogden	Mr Vandevoort
Mr Blanch	Mr Hoffman	Mr Pearſall	Mr Van Eps
Mr Blanchard	Mr Holcomb	Mr Poſt	Mr S. Veeder
Mr Brown	Mr Kiſſam	Mr Rice	Mr Wheeler
Mr Burr	Mr Lamb	Mr Savage	Mr White
Mr Davis	Mr Little	Mr Schuyler	Mr Will
Mr Eaker	Mr Maſon	Mr Joſhua Smith	Mr Wood
Mr Foote	Mr Miller	Mr Teed	Mr Youngs — 40

For the Negative.

Mr Baldwin	Mr Conyne	Mr Landon	Mr Pearce
Mr S. A. Barker	Mr Cooley	Mr Lanſing	Mr Platt
Mr Bockee	Mr Coryell	Mr Leland	Mr Jacob Smith
Mr Brayton	Mr Crane	Mr Leonard	Mr Taylor
Mr Bruyn	Mr Gettman	Mr Metcalfe	Mr Thompſon
Mr Cade	Mr Griſwold	Mr M'Clelland	Mr Voſburgh
Mr Campbell	Mr Hauſbrook	Mr Oakley	Mr Warner
Mr John Carpenter	Mr Hogeboom	Mr Oliver	Mr Wendell — 34
Mr Clark	Mr Hyde		

Another of the ſaid amendments was to add the following paragraph, to the ninth ſection of the ſaid bill, viz.

"And that inſtead of the allowance made in and by the ſaid act for travelling, there ſhall be allowed to each Aſſiſtant Attorney fifteen cents a mile, for going to and returning from each court he ſhall attend." The queſtion being put whether the Houſe did concur with the Hon. the Senate in their ſaid amendment, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Baldwin	Mr Eaker	Mr Marvin	Mr Rice	
Mr S. A. Barker	Mr Foote	Mr Maſon	Mr Ryerſs	
Mr J. Barker	Mr Fort	Mr M'Clelland	Mr Schuyler	
Mr Bill	Mr Grey	Mr M'Kown	Mr Tylee	
Mr Blanch	Mr Griſwold	Mr M'Niel	Mr Tyler	
Mr Brayton	Mr Hochſtraſser	Mr Moffatt	Mr Vandevoort	
Mr Brown	Mr Hoffman	Mr Morſe	Mr Van Eps	
Mr Burr	Mr Hogeboom	Mr Ogden	Mr S. Veeder	
Mr Cade	Mr Hyde	Mr Pearſall	Mr Wendell	
Mr Chipman	Mr Kiſsam	Mr Platt	Mr Will	
Mr Conyne	Mr Lamb	Mr Poſt	Mr Wood	
Mr Cooley	Mr Leland	Mr Prince	Mr Youngs	50
Mr Coryell	Mr Little			

For the Negative.

Mr Benton	Mr Davis	Mr Oliver	Mr Taylor	
Mr Bockee	Mr Halſey	Mr Pearce	Mr Teed	
Mr Bruyn	Mr Hausbrook	Mr Savage	Mr Thompſon	
Mr Campbell	Mr Landon	Mr Joshua Smith	Mr Vosburgh	
Mr John Carpenter	Mr Leonard	Mr John Smith	Mr Warner	
Mr Clark	Mr Miller	Mr Jacob Smith	Mr Wheeler	26
Mr Crane	Mr Oakley			

Another of the ſaid amendments was to add a clauſe to the ſaid bill, which was read, and is in the words following, viz.

And be it further enacted, That it ſhall be lawful for the Treaſurer of this ſtate, on the firſt day of December next, out of the monies to ariſe from duties on goods ſold at vendue, to pay *two thouſand* dollars to the Chamberlain or Treaſurer of the city of New-York, to be applied to the maintenance and ſupport of ſuch poor in the ſaid city as ſhall not have gained any ſettlement in this ſtate.

The queſtion being put, whether the Houſe did concur with the Hon. the Senate in their ſaid amendment, it was carried in the affirmative, in the manner following, viz.

For the Affirmative.

Mr Blanch	Mr Halſey	Mr Miller	Mr John Smith	
Mr Blanchard	Mr Henry	Mr M'Kown	Mr Ten Broeck	
Mr Brown	Mr Hochſtraſser	Mr M'Neil	Mr Tylee	
Mr Burr	Mr Hoffman	Mr Morſe	Mr Tyler	
Mr Cade	Mr Holcomb	Mr Morton	Mr Vandevoort	
Mr Chipman	Mr Hyde	Mr Pearſall	Mr S. Veeder	
Mr Conyne	Mr Kiſsam	Mr Poſt	Mr Verplanck	
Mr Cooley	Mr Lamb	Mr Rice	Mr Wendell	
Mr Coryell	Mr Landon	Mr Ryerſs	Mr Wheeler	
Mr Davis	Mr Lanſing	Mr Savage	Mr Will	
Mr Eaker	Mr Leonard	Mr Schuyler	Mr Wood	47
Mr Grey	Mr Little	Mr Joshua Smith		

For the Negative.

Mr Baldwin	Mr Campbell	Mr Metcalfe	Mr Prince	
Mr S. A. Barker	Mr Crane	Mr M'Clelland	Mr Jacob Smith	
Mr Benton	Mr Griſwold	Mr Nash	Mr Taylor	
Mr Bill	Mr Hausbrook	Mr Oakley	Mr Teed	
Mr Bockee	Mr Hogeboom	Mr Ogden	Mr Thompſon	
Mr Brayton	Mr Leland	Mr Oliver	Mr Vosburgh	
Mr Bruyn	Mr Marvin	Mr Pearce	Mr Warner	28

Thereupon, *Reſolved*, That this Houſe do not concur with the Hon. the Senate in their amendment deſignated for that purpoſe, and do concur in the other amendments to the ſaid bill.

Ordered, That Mr. Prince and Mr. Rice deliver the bill and a copy of the preceding reſolution to the Hon. the Senate.

The Houſe then proceeded to the conſideration of the motion made by Mr. Bird, on Saturday laſt, that this Houſe ſhould reconſider the queſtion of receding from their amendments to the bill, entitled "An act making proviſion to keep in repair the bridge over the Mohawk-river below the Cohoes-fall," and the queſtion being put, whether the Houſe would reconſider the ſaid queſtion of receding, it paſſed in the negative.

Thereupon, *Ordered*, That Mr. Ryerſs and Mr. Savage deliver the bill to the Hon. the Senate, and inform them, that this Houſe do recede from their amendments to the ſaid bill, which were not concurred in by the Hon. the Senate.

The Houſe proceeded to the conſideration of the objections of the Hon. the Council of Reviſion to the bill, entitled "An act to enable St. John Honeywood to practiſe as an Attorney in certain cauſes," as entered on the Journals of this Houſe on Saturday laſt.

The ſaid objections being read and conſidered, and the ſaid bill being read and reconſidered, Mr. Speaker put the queſtion, whether the ſaid bill, notwithſtanding the objections of the Hon. the Council of Reviſion to the ſame, ſhall be a law of this ſtate, and it paſſed in the negative.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Gold and Mr. Gordon, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the Surveyor-General be directed to aſcertain by actual ſurvey, the extent of the interference of the tract of land granted by patent to Volkert Veeder, with a lot of land purchaſed by Samuel Stringer of the Commiſſioners of forfeitures of the Weſtern Diſtrict, and to report the ſame to the Legiſlature at their next ſeſſion, and that the Legiſlature will provide for the expences that may ariſe in the premiſes.

Reſolved, That this Houſe do concur with the Hon. the Senate in their ſaid preceding reſolution.

Ordered, That Mr. Platt and Mr. Poſt deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Gold and Mr. Gordon, was read, that the Senate do concur in the reſolution of this Houſe, as entered on the Journals of Saturday laſt, directing the Surveyor-General to cauſe the lands adjoining the Niagara river to be ſurveyed.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the following bills ſhould ſeverally become laws of this ſtate, viz. the bill, entitled "An act for the relief of the tenants of Peter Smith and others;" the bill, entitled "An act to provide for the payment of the annuities to the Indians ſtipulated to be paid by this ſtate;" the bill, entitled "An act concerning the ſalt ſprings in the county of Onondaga," and the bill, entitled "An act altering the time for holding the circuit court in the county of Renſſelaer, and for other purpoſes therein mentioned."

Reſolved (if the Hon. the Senate concur herein) That the Secretary of this ſtate be directed to deliver to each Member of the Senate and Aſſembly of the laſt year, when applied for, the Journals of both Houſes of the Legiſlature of that ſeſſion.

Ordered, That Mr. Savage and Mr. Schuyler deliver a copy of the preceding reſolution to the Hon. the Senate.

Ordered, That the petition of John Cheeſeman and Rachel his wife and others, with the vouchers accompanying the ſame, be referred to the Comptroller, and that he report a ſtate of facts, with his opinion thereon, to the Legiſlature at their next ſeſſion.

A meſſage from the Hon. the Senate, delivered by Mr. Gordon and Mr. Haight, with the bill therein mentioned, was read, that the Senate have concurred in the amendments of this Houſe to the bill, entitled "An act for promoting ſettlements on the Geneſee road, in the Oneida reſervation," and have amended the ſame accordingly.

Ordered, That Mr. Savage and Mr. Schuyler return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Gordon and Mr. Haight, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act making alterations in the inſpection laws of this ſtate," without amendment.

The Hon. the Senate returned, by Mr. Gordon and Mr. Haight, the bill, entitled "An act to veſt certain powers in the freeholders and inhabitants of the villages of Troy and Lanſingburgh."

Ordered, That Mr. Savage and Mr. Schuyler deliver the ſaid bill to the Hon. the Council of Reviſion.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Gordon and Haight, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That from and after the firſt day of November next, Charles R. and George Webſter, of the city of Albany, be and they are hereby appointed Printers to this ſtate, in the ſtead of John Morton, the preſent Printer to this ſtate, and that they ſhall perform the like duties as are now enjoined on the State Printer; and that until further proviſion in the premiſes, they ſhall be entitled to receive the like compenſation as the Printer to the ſtate is now entitled to receive, in purſuance to the concurrent reſolutions of the Senate and Aſſembly.

Reſolved, That this Houſe do not concur with the Hon. the Senate in their ſaid reſolution.

Ordered, That Mr. Savage and Mr. Schuyler deliver a copy of the preceding reſolution of non-concurrence to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Gordon and Mr. Haight, was read, and is the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That Meſſrs. Charles R. and George Webſter may retain the Journals of the Senate and Aſſembly of the preſent ſeſſion in their hands, to be by them delivered or ſent to ſuch perſons as may be entitled to them.

Reſolved, That this Houſe do not concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Savage and Mr. Schuyler deliver a copy of the preceding reſolution to the Hon. the Senate.

The Hon. the Council of Reviſion returned, by the Hon. Mr. Chief Juſtice Yates, the bill, entitled "An act to authoriſe the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch in the ſaid city," with objections to the ſame; the ſaid objections being read, are in the words following, viz.

In Council of Reviſion, 3*d April*, 1797.

THE Council object to the bill, entitled "An act authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch," becoming a law of this ſtate as inconſiſtent with the public good.

Becauſe, independent of the reaſons which have been on former occaſions offered by the Council againſt the ſyſtem of taxation referred to in the ſaid bill, and which it would now be unſeaſonable to repeat, the proviſo in the ſaid bill contained that in forming the aſſeſſment, "regard ſhall be had to the greater or leſs advantage which may reſult to individuals from ſuch lamps and night-watch," gives a great additional latitude and new objects to the diſcretion of aſſeſſors.

Becauſe, altho the publication of accounts of the diſpoſition of monies granted by law, may produce ſalutary effects, as affording a mean for the detection of any miſapplication, and tending to increaſe a proper caution in the perſons entruſted with the management thereof, yet the compelling this Corporation to publiſh an account, not only of the receipts and expenditures of the funds derived from the grant intended to be made by the bill, but alſo of their own proper income, ſubjects the Mayor, Aldermen and Commonalty of the city of Albany, to a duty not impoſed on other Corporations in the ſtate; the more exceptionable as it is not founded on any imputation of miſconduct in the officers of that Corporation.

The ſaid objections being again read and conſidered, and the ſaid bill being read and re-conſidered, Mr. Speaker put the queſtion, whether the ſaid bill, notwithſtanding the objections of the Hon. the Council of Reviſion to the ſame, ſhall be a law of this ſtate, and it paſſed in the negative.

Mr. Maſon, from the committee to whom was referred the petition of Joſhua Bennet, reported, that in the opinion of the committee, the petition, with the documents accompanying the ſame, ſhould be referred to the Comptroller of this ſtate, and that he report a ſtatement of facts, together with his opinion thereon, to the Legiſlature at their next ſeſſion; which report was not agreed to by the Houſe.

Mr. Morton moved for and obtained leave to bring in a bill, entitled "An act further to amend the act, entitled "An act to organize the militia," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee of the whole Houſe.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the ſaid bill, and Mr. Foote from the ſaid committee, reported, that the committee had gone through the bill and added a clauſe, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Haight and Mr. Hitchcock, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act to encourage the deſtroying of wolves and panthers," without amendment.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Senate, alſo delivered Mr. Haight and Mr. Hitchcock, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act to enable certain perſons therein named to purchaſe and hold real eſtates within this ſtate," with the amendments therewith delivered.

The Houſe proceeded to the conſideration of the ſaid amendments. The bill and amendments were read, and the amendments being read a ſecond time, were concurred in by the Houſe, and the bill amended accordingly.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver the bill to the Hon. the Senate, and inform them, that this Houſe have concurred in their amendments to the bill, and have amended the ſame accordingly.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Chief Juſtice Yates, was read, that it does not appear improper to the Council, that the bill, entitled "An act making alterations in the inſpection laws of this ſtate," ſhould become a law of this ſtate.

Mr. Wood moved for and obtained leave to bring in a bill, entitled "An act authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum of money by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch in the ſaid city," which was read the firſt time, and ordered a ſecond reading.

By unanimous conſent, the ſaid bill was read a ſecond time, and committed to a committee of the whole Houſe.

The Houſe then reſolved itſelf into a committee of the whole Houſe, on the ſaid bill, and Mr. Little from the ſaid committee, reported, that the committee had gone thro' the bill without amendment, which he was directed to report to the Houſe; and he read the report in his place, and delivered the ſame in at the table, where it was again read, and agreed to by the Houſe.

Ordered, That the bill be engroſſed.

A meſſage from the Hon. the Senate, delivered by Mr. Hopkins and Mr. Jones, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled "An act to amend an act, entitled "An act for the more effectual prevention of fires and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned," without amendment.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver the bill to the Hon. the Council of Reviſion.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Hopkins and Mr. Jones, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) that a joint committee of both Houſes be appointed, to confer with ſome Printer in the city of Albany, to learn the terms on which the printing buſineſs of this ſtate may, after the firſt day of November next, be performed in the ſaid city of Albany; and that in caſe of ſuch concurrence, Mr. Spencer, Mr. T. Morris and Mr. Ten Eyck, be a committee on the part of the Senate.

Mr. Speaker put the queſtion, whether the Houſe did concur with the Hon. the Senate in their preceding reſolution, and it paſſed in the negative, in the manner following, viz.

For the Negative.

Mr S. A. Barker	Mr Eaker	Mr Marvin	Mr Jacob Smith	
Mr J. Barker	Mr Foote	Mr Maſon	Mr Thompſon	
Mr Benton	Mr Grey	Mr Miller	Mr Tylee	
Mr Blanch	Mr Halſey	Mr M'Clelland	Mr Tyler	
Mr Bockee	Mr Hausbrook	Mr Oakley	Mr Vandevoort	
Mr Brayton	Mr Hoffman	Mr Oliver	Mr S. Veeder	
Mr Bruyn	Mr Hogeboom	Mr Pearce	Mr Verplanck	
Mr Burr	Mr Hyde	Mr Pearſall	Mr Vosburgh	
Mr Cade	Mr Kiſsam	Mr Poſt	Mr Wendell	
Mr Clark	Mr Lamb	Mr Rice	Mr Wheeler	
Mr Cooley	Mr Landon	Mr Ryerſs	Mr Will	
Mr Coryell	Mr Lanſing	Mr Savage	Mr Wood	
Mr Crane	Mr Leonard	Mr Joshua Smith	Mr Youngs	55
Mr Davis	Mr Little	Mr John Smith		

For the Affirmative.

Mr Baldwin	Mr John Carpenter	Mr Metcalfe	Mr Prince	
Mr Bill	Mr Comſtock	Mr M'Kown	Mr Schuyler	
Mr Bird	Mr Conyne	Mr M'Neil	Mr Taylor	
Mr Blanchard	Mr Gertman	Mr Moffatt	Mr Van Eps	
Mr Brown	Mr Griſwold	Mr Morſe	Mr P. Veeder	
Mr Campbell	Mr Hochſtraſser	Mr Ogden	Mr Warner	24

Thereupon, *Reſolved*, That this Houſe do not concur with the Hon. the Senate in their ſaid reſolution.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver a copy of the preceding reſolution of nonconcurrence to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, alſo delivered by Mr. Hopkins and Mr. Jones, was read, and is in the words following, viz.

Reſolved (if the Hon. the Aſſembly concur herein) That the Secretary of this ſtate be directed to deliver or ſend to each perſon entitled thereto, the Journals of both Houſes of the Legiſlature, and Laws of the laſt ſeſſion.

Reſolved, That the Houſe do concur with the Hon. the Senate in their preceding reſolution.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver a copy of the preceding reſolution of concurrence to the Hon. the Senate.

The engroſſed bill, entitled " An act to organize the militia of this ſtate," was read the third time, and paſſed.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver the bill to the Hon. the Senate, and requeſt their concurrence.

Mr. Youngs, from the committee to whom was referred the petition of Archibald Currie, reported, that admitting the facts as ſtated in the petition to be true, the committee are of opinion that the prayer of the petitioner ought not to be granted; which report was agreed to by the Houſe.

A meſſage from the Hon. the Senate, delivered by Mr. Jones and Mr. L'Hommedieu, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum by tax for defraying the expence of lighting the lamps and for the ſupport of a night-watch," without amendment.

Ordered, That Mr. S. Veeder and Mr. P. Veeder deliver the bill to the Hon. the Council of Reviſion.

The Hon. the Senate returned, by Mr. Jones and Mr. L'Hommedieu, the bill, entitled " An act for the relief of James Blake;" the bill, entitled " An act for the payment of certain officers of government, and other contingent expences," and the bill, entitled " An act to enable certain perſons therein named to purchaſe and hold real eſtates within this ſtate.

Ordered, That Mr. Van Eps and Mr. S. Veeder deliver the three laſt mentioned bills to the Hon. the Council of Reviſion.

Then the Houſe adjourned until three o'clock this afternoon.

Three o'clock, P. M.

A meſſage from the Hon. the Senate, delivered by Mr. Mathews and Mr. L'Hommedieu, with the bill therein mentioned, was read, that the Senate have amended the bill, entitled " An act making proviſion to keep in repair the bridge over the Mohawk-river near the Cohoes-fall," agreeable to the amendments of this Houſe, which were concurred in by the Hon. the Senate.

Ordered, That Mr. Warner and Mr. Wendell return the bill to the Hon. the Senate.

A meſſage from the Hon. the Senate, alſo delivered by Mr. Mathews and Mr. L'Hommedieu, with the bill therein mentioned, was read, that the Senate have paſſed the bill, entitled " An act to organize the militia of this ſtate," without amendment.

Ordered, That Mr. S. Veeder and Mr. P. Veeder deliver the bill to the Hon. the Council of Reviſion.

A meſſage from the Hon. the Council of Reviſion, tranſmitted to this Houſe by the Hon. the Senate, was read, that it does not appear improper to the Council, that the bill, entitled " An act making proviſion to keep in repair the bridge over the Mohawk-river near the Cohoes-fall;" the bill, entitled " An act to amend an act, entitled " An act for the better ſettlement and relief of the poor," and the bill, entitled " An act for raiſing monies in the city of Hudſon for the ſupport of a night-watch," ſhould ſeverally become laws of this ſtate.

A meſſage from the Hon. the Council of Reviſion, delivered by the Hon. Mr. Chief Juſtice Yates, was read, that it does not appear improper to the Council, that the bill, entitled " An act authoriſing the Mayor, Aldermen and Commonalty of the city of Albany, to raiſe a ſum by tax, for defraying the expence of lighting the lamps and for the ſupport of a night-watch in the ſaid city;" the bill, entitled " An act to enable certain perſons therein named to purchaſe and hold real eſtates within this ſtate;" the bill,

entitled " An act to amend the act, entitled " An act for the more effectual prevention of fires and to regulate buildings in the city of New-York, and to repeal and explain certain acts therein mentioned ;" the bill, entitled " An act for the relief of James Blake ;" the bill, entitled " An act to encourage the deſtroying of wolves and panthers ;" the bill, entitled " An act for laying out part of lot number one in the town of Hannibal, in the county of Onondaga, into lots, and for other purpoſes therein mentioned," and the bill, entitled " An act for the payment of certain officers of government, and other contingent expences," ſhould ſeverally become laws of this ſtate.

Ordered, That Mr. Griſwold and Mr. Little wait on his Excellency the Governor and inform him, that the Legiſlature will immediately adjourn, unleſs his Excellency has further buſineſs of importance to communicate.

Mr. Griſwold reported, that Mr. Little and himſelf, purſuant to the order of this Houſe, had waited on his Excellency the Governor, with the meſſage from this Houſe, and that his Excellency had been pleaſed to ſay, that he had not any further communications at preſent to make to the Legiſlature.

Reſolved (if the Hon. the Senate concur herein) That the Legiſlature will immediately adjourn.

Ordered, That Mr. S. A. Barker and Mr. Bockee deliver a copy of the preceding reſolution to the Hon. the Senate.

A copy of a reſolution of the Hon. the Senate, delivered by Mr. Myers and Mr. Nicoll, was read, that the Senate do concur with this Houſe in their reſolution, that the Legiſlature will immediately adjourn. Thereupon,

Purſuant to concurrent reſolutions of the Senate and Aſſembly, Mr. SPEAKER adjourned the Houſe without day.

FINIS.

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